

Regular Meeting
Mount Holly, New Jersey

1 A Regular Meeting of the Board of Chosen Freeholders of the County of Burlington was held in the Board Room, Burlington County Office Building, Mount Holly, New Jersey, on Wednesday, December 9, 2009, at 11:00 A.M. The meeting was opened with the flag salute and prayer by the Clerk.

The Public Announcement was read in compliance with the Sunshine Law.

2 ROLL CALL.

On roll call those answering to their names were: Freeholders Christopher J. Brown, Mary Anne Reinhart, William S. Haines, Jr., James K. Wujcik and Director Joseph Donnelly.

3 OFFICIALS.

Officials in attendance were: County Solicitor Nelson, Treasurer Hannigan, Chief Financial Officer Brock, Director of Information Technology Behmke, County Engineer Jaggard, Resource Conservation Director Robbie, Capital Projects Coordinator Smith, Public Health Coordinator Gogats, Superintendent of Roads and Bridges Somes, Director of Human Resources Hornickel, Supervising Administrative Analyst Stewart, Public Information Officer Shrom, and Assistant Public Information Officer O'Donnell.

4 APPROVAL OF THE MINUTES OF THE REGULAR BOARD MEETING OF NOVEMBER 25, 2009 AND THE CONFERENCE MINUTES OF OCTOBER 28 AND NOVEMBER 4, 2009.

It was moved by Mr. Wujcik, seconded by Mr. Haines that the minutes of the regular board meeting of November 25, 2009, and the conference minutes of October 28 and November 4, 2009 be approved. Mr. Brown abstained from all minutes. Motion carried. Minutes approved.

5 **RECOGNITION** – CYNTHIA JACKSON, SENIOR LPN, FOR 25 YEARS OF SERVICE UPON RETIRING ON DECEMBER 31, 2009.

Freeholder Reinhart read and presented a Certificate of Appreciation and a clock to Ms. Jackson for her many years of dedicated service to Burlington County.

6 **RECOGNITION** – HERBERT STOREY, LABORER-ENGINEERING, FOR 25 YEARS OF SERVICE UPON RETIRING ON DECEMBER 31, 2009.

Director Donnelly read and presented a Certificate of Appreciation and a clock to Mr. Storey for his many years of dedicated service to Burlington County.

7 **RESOLUTION NO. 829** by Director Donnelly, BUDGET TRANSFER FOR 2009, moved for adoption by Mr. Donnelly, seconded by Mr. Haines.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that the County Chief Financial Officer be and is hereby authorized and directed to make the following transfers in the 2009 Budget Appropriation in accordance with N.J.S.A. 40A:4-58:

CURRENT FUND:

FROM:

| | | | |
|-----------------------------|-----|----|------------|
| Finance | OE | \$ | 10,000.00 |
| Central Mailing | OE | | 30,000.00 |
| Administrative & Executive | OE | | 10,000.00 |
| Building & Grounds | OE | | 50,000.00 |
| Human Resources | OE | | 29,000.00 |
| Land Use | OE | | 6,000.00 |
| Sheriff | S&W | | 60,000.00 |
| | OE | | 20,000.00 |
| Board of Taxation | OE | | 5,000.00 |
| Medical Examiner | OE | | 30,000.00 |
| Election Board | S&W | | 7,000.00 |
| | OE | | 30,000.00 |
| Public Safety | S&W | | 300,000.00 |
| | OE | | 70,000.00 |
| Superintendent of Elections | S&W | | 15,000.00 |

| | | |
|-----------------------------|-----|-----------------|
| | OE | 10,000.00 |
| Roads & Bridges | S&W | 100,000.00 |
| | OE | 85,000.00 |
| Engineering | OE | 15,000.00 |
| Jail | S&W | 100,000.00 |
| Juvenile Detention Center | S&W | 50,000.00 |
| | OE | 10,000.00 |
| Health | OE | 15,000.00 |
| Buttonwood Hospital | S&W | 75,000.00 |
| Military & Veterans Affairs | OE | 7,000.00 |
| Superintendent of Schools | OE | 5,000.00 |
| | | <hr/> |
| | | \$ 1,144,000.00 |
| TO: | | |
| Group Insurance | OE | \$ 400,000.00 |
| Jail | OE | 150,000.00 |
| Extension Services | OE | 82,000.00 |
| Parks | S&W | 12,000.00 |
| Vocational School | | 500,000.00 |
| | | <hr/> |
| | | \$ 1,144,000.00 |

On roll call: Ayes – Mr. Brown, Mr. Haines, Mrs. Reinhart, Mr. Wujcik and Mr. Donnelly.
Nays – none. Resolution adopted.

*** It was moved by Director Donnelly, and seconded by Mrs. Reinhart that the following twenty-nine (29) items be approved by unanimous consent with the exception of agenda item no. 10. All in favor. Motion carried. Nos. 830 through 858 adopted. It was moved by Director Donnelly, seconded by Mr. Brown that agenda item no. 10 be tabled. All in favor. Motion carried. Agenda item no. 10 tabled.

8 **RESOLUTION NO. 830** by Director Donnelly, PAYMENT OF BILLS.

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that the bills presented at this meeting as per the detailed list, amounting to \$23,025,416.03 be and the same are hereby approved and passed by the Board, and that the Treasurer for the County of Burlington be and he is hereby authorized and directed to issue county checks in payment of same.

9 **RESOLUTION NO. 831** by Director Donnelly, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2009 COUNTY BUDGET IN THE AMOUNT OF \$6,065,500 RECEIVED FROM THE STATE DEPARTMENT OF TRANSPORTATION AND APPROPRIATED UNDER THE CAPTION OF ENGINEERING TRANSPORTATION TRUST FUNDS.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2009, in the sum of \$6,065,500.00 which item is now available as revenue from the State of New Jersey, Department of Transportation, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$6,065,500.00 is hereby appropriated under the caption of:

Engineering Transportation Trust Fund; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 10 **RESOLUTION NO. 832** by Director Donnelly, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2009 COUNTY BUDGET IN THE AMOUNT OF \$762,714.03 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND APPROPRIATED UNDER THE CAPTION OF STATE HOMELAND SECURITY GRANT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2009, in the sum of \$762,714.03 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$762,714.03 be hereby appropriated under the caption of:

State Homeland Security Grant; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 11 **RESOLUTION NO. 833** by Director Donnelly, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2009 COUNTY BUDGET IN THE AMOUNT OF \$80,250 RECEIVED FROM THE STATE DEPARTMENT OF LABOR AND APPROPRIATED UNDER THE CAPTION OF WORKFORCE INVESTMENT ACT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2009, in the sum of \$80,250.00 which item is now available as revenue from the State of New Jersey, Department of Labor, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$80,250.00 is hereby appropriated under the caption of:

Workforce Investment Act; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 12 **RESOLUTION NO. 834** by Director Donnelly, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2009 COUNTY BUDGET IN THE AMOUNT OF \$54,910 RECEIVED FROM THE STATE DEPARTMENT OF LAW AND PUBLIC SAFETY AND

APPROPRIATED UNDER THE CAPTION OF MULTI-JURISDICTIONAL GANG, GUN AND NARCOTICS TASK FORCE.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2009, in the sum of \$54,910 which item is now available as revenue from the State of New Jersey, Department of Law and Public Safety, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$54,910.00 be hereby appropriated under the caption of:

Multi-Jurisdictional Gang, Gun and Narcotics Task Force; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 13 **RESOLUTION NO. 835** by Director Donnelly, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2009 COUNTY BUDGET IN THE AMOUNT OF \$6,429 RECEIVED FROM THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES AND APPROPRIATED UNDER THE CAPTION OF RIGHT TO KNOW.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2009, in the sum of \$6,429.00 which item is now available as revenue from the State of New Jersey, Health and Senior Services, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$6,429.00 is hereby appropriated under the caption of:

Right to Know; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 14 **RESOLUTION NO. 836** by Director Donnelly, DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES REQUESTED TO APPROVE AN ITEM OF REVENUE IN THE 2009 COUNTY BUDGET IN THE AMOUNT OF \$109,091 RECEIVED FROM THE STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION AND APPROPRIATED UNDER THE CAPTION OF WASTEWATER MANAGEMENT PLAN.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special items of revenue in the

budget of any County when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation of equal amount; now, therefore be it

SECTION I

RESOLVED, that the Board of Chosen Freeholders of the County of Burlington hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the County Budget for the year 2009, in the sum of \$109,091.00 which item is now available as revenue from the State of New Jersey, Department of Environmental Protection, pursuant to the provisions of statute; and

SECTION II

BE IT FURTHER RESOLVED, that a like sum of \$109,091.00 is hereby appropriated under the caption of:

Wastewater Management Plan; and

FURTHER RESOLVED that the appropriate certification be filed with Division of Local Government Services.

- 15 **RESOLUTION NO. 837** by Director Donnelly, RESOLUTION ADOPTING AND CONFIRMING THE ACTIONS OF THE TREASURER IN AWARDDING THE COUNTY OF BURLINGTON, NEW JERSEY GENERAL IMPROVEMENT BONDS, SERIES 2009 IN THE AGGREGATE PRINCIPAL AMOUNT OF \$32,475,000 ("SERIES 2009 BONDS"), TO ROBERT W. BAIRD & CO. INCORPORATED; RATIFYING AND CONFIRMING THE APPOINTMENT OF BOND COUNSEL, FINANCIAL ADVISOR, PAYING AGENT AND DISSEMINATION AGENT AND PRINTER TO PROVIDE BOTH ELECTRONIC DISSEMINATION SERVICES WITH RESPECT TO THE PRELIMINARY OFFICIAL STATEMENT AND PRINTING SERVICES WITH RESPECT TO THE PRELIMINARY OFFICIAL STATEMENT AND OFFICIAL STATEMENT; AND ADOPTING AND APPROVING THE STATEMENT RELATING THERETO.

RESOLUTION ADOPTING AND CONFIRMING THE ACTIONS OF THE TREASURER IN AWARDDING THE COUNTY OF BURLINGTON, NEW JERSEY GENERAL IMPROVEMENT BONDS, SERIES 2009 IN THE AGGREGATE PRINCIPAL AMOUNT OF \$32,475,000 ("SERIES 2009 BONDS"), TO ROBERT W. BAIRD & CO. INCORPORATED; RATIFYING AND CONFIRMING THE APPOINTMENT OF BOND COUNSEL, FINANCIAL ADVISOR, PAYING AGENT AND DISSEMINATION AGENT AND PRINTER TO PROVIDE BOTH ELECTRONIC DISSEMINATION SERVICES WITH RESPECT TO THE PRELIMINARY OFFICIAL STATEMENT AND PRINTING SERVICES WITH RESPECT TO THE PRELIMINARY OFFICIAL STATEMENT AND OFFICIAL STATEMENT; AND ADOPTING AND APPROVING THE OFFICIAL STATEMENT RELATING THERETO

BE IT RESOLVED BY THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF BURLINGTON, NEW JERSEY ("COUNTY"), AS FOLLOWS:

Section 1. The actions of the Treasurer of the County in awarding the above-referenced Series 2009 Bonds to Robert W. Baird & Co. Incorporated ("Underwriter") on the terms and conditions as reported by the Treasurer in her Report, dated December 9, 2009 (a copy of which is attached hereto as Exhibit A and made a part hereof), required pursuant to Section 13 of Resolution No. 771-09 duly adopted by the Board of Chosen Freeholders of the County on November 12, 2009 ("Authorizing Resolution"), are hereby authorized, approved, ratified and confirmed.

Section 2. The appointment of McElwee & Quinn, LLC, Woodbury, New Jersey to provide (i) electronic dissemination services for the County with respect to the Preliminary Official Statement, dated November 13, 2009 ("Preliminary Official Statement"); and (ii) printing services for the County with respect to the Preliminary Official Statement (limited number of copies in addition to the electronic dissemination) and the Official Statement, dated November 19, 2009 ("Official Statement"), is hereby ratified and confirmed.

Section 3. The appointment of Parker McCay P.A., Marlton, New Jersey to provide bond counsel services for the County in connection with the authorization, issuance, sale and delivery of the Series 2009 Bonds is hereby ratified and confirmed.

Section 4. The appointment of Acacia Financial Group, Inc., Marlton, New Jersey to provide financial advisory services for the County in connection with the authorization, issuance, sale and delivery of the Series 2009 Bonds is hereby ratified and confirmed.

Section 5. The appointment of The Bank of New York Mellon, Woodland Park, New Jersey, as paying agent for the Series 2009 Bonds and dissemination agent ("Dissemination Agent") pursuant to the terms of the Continuing Disclosure Agreement, dated December 3, 2009, between the County and the Dissemination Agent is hereby ratified and confirmed.

Section 6. The execution and delivery of the Official Statement and any necessary certificates in connection with the Official Statement on behalf of the County by the Treasurer of the County to the Underwriter for distribution to the prospective purchasers of the Series 2009 Bonds is hereby approved, adopted, ratified and confirmed.

Section 7. The actions of proper officials of the County, to wit: the Freeholder-Director, the Treasurer and the Clerk or Deputy Clerk of the Board of Chosen Freeholders, in executing, attesting and sealing the Series 2009 Bonds and delivering them to the Underwriter upon receipt of payment therefor and the execution of any certificates, opinions and other closing documents by said officials and the Solicitor of the County, as the case may be, all in accordance with the Authorizing Resolution are hereby authorized and approved and, when delivered upon issuance of the Series 2009 Bonds, are hereby ratified and confirmed.

Section 8. This Resolution shall take effect immediately upon adoption this 9th day of December, 2009.

16 **AGENDA ITEM NO. 10** by Director Donnelly, moved by Director Donnelly to table this agenda item, seconded by Mr. Brown. AGREEMENT WITH BENEFICIAL BANK FOR THE OPERATING BANK ACCOUNT FOR THE COUNTY FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2011. **This agenda item was tabled.**

17 **RESOLUTION NO. 838** by Director Donnelly, LOAN AND MORTGAGE APPROVED WITH ONE FIRST TIME HOMEBUYER IN THE AMOUNT OF \$9,000 PURSUANT TO THE HOME INVESTMENT PARTNERSHIP PROGRAM ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") has received funds from the U.S. Department of Housing and Urban Development pursuant to Home Investment Partnerships Program grant no. M-00-UC-34-0212; and

WHEREAS, the County's Community Development Program staff have reviewed and approved applications for assistance made by the below-named first-time homebuyer as eligible for closing cost and down payment assistance in the reported amount; and

| <u>Applicant</u> | <u>File no.</u> | <u>Loan Amount</u> |
|-------------------|-----------------|--------------------|
| Kimberly B. Smith | FTB10-20-12LS | \$9,000.00 |

WHEREAS, \$9,000.00 is available in account no. 42-0709-051200 to make the above-described loan, as evidenced by the certification of the County's chief financial officer filed herewith; now, therefore, the Board

RESOLVES as follows:

1. The County's Community Development Office and County Solicitor are authorized to prepare and record, as appropriate, loan, mortgage and other documents for the above-described case.

2. Funds for the loan are to be drawn from federal Community Development Program moneys and disbursement is to be made in accordance with County procedures.

3. Upon satisfaction of the conditions of the loan and mortgage the County Administrator and County Solicitor are authorized to prepare, sign and record documents to remove the County's claims and interests of record.

18 **RESOLUTION NO. 839** by Director Donnelly, APPROVAL OF A GRANT FOR 1 APPLICANT ELIGIBLE FOR UP TO \$5,000 FOR THE EMERGENCY HEATER REPLACEMENT PROGRAM PURSUANT TO THE US DEPARTMENT OF HOUSING

AND URBAN DEVELOPMENT BLOCK GRANT PROGRAM ADMINISTERED THROUGH THE OFFICE OF COMMUNITY DEVELOPMENT.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington (“Board”) has received funds from the U.S. Department of Housing and Urban Development through Block Grant #B09-UC-34-0001, funds from which are used to make grants to eligible Burlington County homeowners to replace inefficient and/or inoperable home heating systems; and

WHEREAS, the County’s Community Development Office (“CD Office”) has recommended that a Heater Replacement Program grant be made to the following because they satisfy the County’s eligibility criteria; and

| <u>Homeowner</u> | <u>Case no.</u> | <u>Grant Amount</u> |
|------------------|-----------------|---------------------|
| J & L Kennedy | HRP05-34-24LH | \$3,475.00 |

WHEREAS, \$3,475.00 is available in account no. 31-0701-052009 to make this grant, as evidenced by the certification of the County’s Chief Financial Officer filed herewith; now, therefore, the Board

RESOLVES, as follows:

1. The above-described grant is approved.
2. Funds to make the grant shall be drawn from federal Community Development Program moneys.
3. The grant is authorized to be disbursed on (a) the CD Office’s receipt and approval of notification that all conditions of the contract between the Homeowner and their heating contractor have been satisfied and (b) County requirements for the processing of payments have been completed.

19 **RESOLUTION NO. 840** by Director Donnelly, APPROVAL TO REDUCE THE WEIGHT LIMITATION ON CENTERTON BRIDGE (C4.4) FROM 12 TONS TO 5 TONS AND ESTABLISHMENT OF A MAXIMUM WIDTH OF 96 INCHES ON THE BRIDGE AND PROHIBIT THE USE OF THE CENTERTON BRIDGE BY VEHICLES TOWING TRAILERS FOR THE ENGINEERING DEPARTMENT.

WHEREAS, N.J.S.A. 27:19-13 provided that the Board of Chosen Freeholders shall make rules and regulation for the protection and use of bridges and viaducts of the County under its care; and

WHEAREAS, it has been determined by the Board of Chosen Freeholders that restrictions on the use of bridges by certain types of vehicles are necessary to protect the interests of public safety and welfare; and

WHEREAS, County Bridge #C4.4 (also known as Centerton Bridge) carries two lanes of opposing traffic and the clear roadway width on said bridge is 18.3 feet wide and said bridge is 312’ in length; and

WHEREAS, it has been determined that the maximum outside width of any vehicle, including load or contents of any part or portion thereof shall be no more than 96 inches, and

WHEREAS, it has been determined that the use of the bridge by combination vehicles be prohibited thereby limiting the use of the bridge to single unit motor vehicles and prohibiting the use of the bridge by vehicles towing trailers or other vehicles; and

WHEAREAS, it has been determined by the Board of Chosen Freeholders that a schedule of weight limitations is necessary to protect the interest of the traveling public upon its bridges; and

WHEREAS, a schedule of weight limitation for the respective County bridges within the jurisdiction of the County was adopted by the Board of Chosen Freeholders on May 25, 1983 by Resolution #225; and

WHEREAS, the referenced bridge shall have weight limitations imposed or revised as recommended by the County Engineer as follows:

| <u>Bridge No.</u> | <u>Present Posting</u> | <u>Recommended Posting</u> |
|---|----------------------------|--------------------------------|
| Bridge C4.4 (aka: Centerton Bridge) CR 635 over Rancocas Creek Mount Laurel, Westampton & Willingboro Townships | 12 tons | 5 tons |

now; therefore be it

RESOLVED, that pursuant to N.J.S.A. 27:19-13 the Board of Chosen Freeholders of the County of Burlington hereby:

- Establishes the maximum permissible outside width of any vehicle using Bridge C4.4, including load or contents of any part or portion thereof to be no more than 96 inches; and
- Prohibits the use of Bridge C4.4 by combination vehicles thereby limiting the use of said bridge to single unit motor vehicles and prohibiting the use of the bridge by vehicles towing trailers or other vehicles; and
- Modifies the schedule of maximum weight limitations by revising the maximum weight limitation of Bridge No. C4.4 to 5 tons.

20 **RESOLUTION NO. 841** by Director Donnelly, APPROVAL TO REDUCE THE WEIGHT LIMITATION ON THE FORK LANDING ROAD BRIDGE (A4.8) IN CINNAMINSON TOWNSHIP FROM 15 TONS TO 5 TONS FOR THE ENGINEERING DEPARTMENT.

WHEREAS, N.J.S.A. 27:19-13 provided that the Board of Chosen Freeholders shall make rules and regulation for the protection and use of bridges and viaducts of the County under its care; and

WHEREAS, it has been determined by the Board of Chosen Freeholders that a schedule of weight limitations is necessary to protect the interest of the traveling public upon its bridges; and

WHEREAS, a schedule of weight limitation for the respective County bridges within the jurisdiction of the County was adopted by the Board of Chosen Freeholders on May 25, 1983 by Resolution #225; and

WHEREAS, the referenced bridges shall have weight limitations imposed or revised as recommended by the County Engineer as follows:

| <u>Bridge No.</u> | <u>Present Posting</u> | <u>Recommended Posting</u> |
|---|----------------------------|--------------------------------|
| Bridge A4.8 Fork Landing Road Over North Branch Pennsauken Creek Cinnaminson Township; | 15 tons | 5 tons |

now, therefore, be it

RESOLVED, that pursuant to N.J.S.A. 27;19-13 the Board of Chosen Freeholders of the County of Burlington modifies the schedule of maximum weight limitations by revising the maximum weight limitation of Bridge No. A4.8 to 5 tons.

21 **RESOLUTION NO. 842** by Director Donnelly, AGREEMENT WITH MT. HOLLY TOWNSHIP FOR THE INSTALLATION OF PEDESTRIAN ACCESS IMPROVEMENTS ALONG COUNTY ROADS AT THE REQUEST OF MT. HOLLY TOWNSHIP FOR THE ENGINEERING DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders (hereinafter the "Board") recognizes the need to provide residents of the County and its various townships with appropriate cost saving measures for the benefit of all residents of the County; and

WHEREAS, Mount Holly Township ("Township"), has requested Burlington County ("County") to participate in improvements to pedestrian access along Mill Street, Branch Street and Pine Street which would include enhanced crosswalks, sidewalk, handicap ramps and pedestrian crossing beacons; and

WHEREAS, this will allow cost savings in allowing this work to be done while the County does other work on streets with no negative affect to the Township; and

WHEREAS, the Township shall evidence its desire to enter into such Agreement through passage of an appropriate resolution/ordinance document, such approval and implementation of this Agreement is contingent upon receipt of such Borough Resolution/Ordinance; and

WHEREAS, the County and the Township are authorized by the "Shared Services Act" N.J.S. 40A:65-4, et seq. to enter into any Agreement with joint provision of any service which any party to the agreement is authorized to render within its own jurisdiction; and

WHEREAS, the parties have agreed to participate as documented in the attached Shared Services Agreement between the County of Burlington and the Township establishing the respective rights and obligations of the parties regarding the referenced Agreement; now, therefore, be it

RESOLVED by the Burlington County Board of Chosen Freeholders that:

1. The attached Shared Services Agreement between Burlington County and Mount Holly Township to promote this project is hereby approved.
2. The Burlington County Administrator is hereby authorized to sign, seal, execute and witness/attest the Agreement on behalf of the Board of Chosen Freeholders of the County of Burlington in accordance with the Rules of the Board.
3. The Burlington County Engineer and Administrative staff are authorized to take any action necessary to implement the terms of the Shared Services Agreement.
4. This authorization shall apply, for the term of the Agreement to any other Municipality, Municipal Utilities Authority or other governmental Entity provided that such Entity supply appropriate documents to Burlington County and the Burlington County Solicitor's office.

22 **RESOLUTION NO. 843** by Director Donnelly, AGREEMENT WITH T&M ASSOCIATES OF MOORESTOWN, NJ FOR AN AMOUNT NOT TO EXCEED \$88,952 TO PERFORM THE PRELIMINARY AND FINAL DESIGN OF THE GUIDERAIL DESIGN CONTRACT TO UPGRADE EXISTING GUIDERAIL ON THREE ROADS FOR THE ENGINEERING DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders ("the Board") places the public trust above all else and remains steadfast in its commitment to the highest ethical standards in the conduct of its business on behalf of the taxpayers of Burlington County; and

WHEREAS, in furtherance of those standards the Board adopted Resolution No. 553 on July 28, 2004 which instituted a competitive quality based, fair and open process for soliciting qualifications and/or proposals for professional services contracts; and

WHEREAS, the Board adopted Resolution No. 17 on January 12, 2005 which establishes the procedures for obtaining said qualifications and/or proposals; and

WHEREAS, by Resolution No. 996 adopted December 30, 2008 and a Resolution adopted this date the Board established an approved list of Qualified Engineering Firms through a fair and open process which includes T&M Associates as a contractor qualified to perform engineering services on behalf of the Board during 2009 – 2011; and

WHEREAS, the Board of Chosen Freeholders of Burlington County recognizes the need to retain the services of a qualified, licensed professional firm for the purpose of providing engineering services to design guiderail replacement on three (3) County roads scheduled for the Federally Funded Overlay Program (ARRA); and

WHEREAS, R. Thomas Jaggard, Burlington County Engineer, has requested T&M Associates to submit the proposal to perform the Professional Services in his letter dated October 22, 2009; and

WHEREAS, T&M Associates has offered to provide the needed services which constitute "professional services" as defined in N.J.S.A. 40A:11-2(6), the Local Public Contracts Law; and

WHEREAS, T&M Associates has agreed to perform these necessary services, as shown in the attached proposal dated November 16, 2009 for an amount not to exceed \$88,952.00; and

WHEREAS, funds are available for this purpose in Account No. 60-7001-113082, as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that the attached Agreement for professional services with T&M Associates, is hereby approved and authorization is hereby provided for the agreement to be executed, sealed and witnessed or attested to in accordance with the Rules of the Board; and, be it

FURTHER RESOLVED, that this contract is awarded pursuant to a fair and open process and as a professional service in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contracts Law; and, be it

FURTHER RESOLVED, that notice of this action shall be printed once in the Burlington County Times within ten (10) days of its passage as required by N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law.

23 **RESOLUTION NO. 844** by Director Donnelly, COUNTY SOLICITOR'S OFFICE AUTHORIZED TO PROCEED WITH THE ACQUISITION OF AN EASEMENT LOCATED AT BLOCK 503, LOT 10.01 LOCATED IN SPRINGFIELD TOWNSHIP FOR THE RECONSTRUCTION OF COUNTY BRIDGE D3.6 IN THE AMOUNT OF \$1,500 FOR THE ENGINEERING DEPARTMENT.

WHEREAS, there exists a need for the County of Burlington to acquire a roadway improvement easement for the reconstruction of County Bridge D3.6, located on County Route 670, Jacksonville-Jobstown Road over Branch of Assicunk Creek, Springfield Township, Burlington County; and

WHEREAS, the Board is authorized to acquire the right to enter upon an existing easement area for roadway improvement purposes and acquire easements for roadway improvement purposes per the authority of N.J.S. 27:16-16 and 27:16-2; and

WHEREAS, the property which is required is Block 503, Lot 10.01 in Springfield Township, Burlington County and is owned by Bauma LP who has agreed to sell an easement needed for roadway improvement purposes on this property for an amount not to exceed \$1,500.00; and

WHEREAS, funds are available in Account No. 60-7001-108582 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the purchase of the above property easement is hereby approved; and be it

FURTHER RESOLVED that the County Solicitor's Office and the County Treasurer's Office are authorized to complete any documents needed for this transaction; and, be it

FURTHER RESOLVED that the Director of the Board and the County Administrator are authorized to execute any documents needed for this transaction; and, be it

FURTHER RESOLVED that this transaction shall be completed in accordance with the Rules of the Board.

24 **RESOLUTION NO. 845** by Director Donnelly, COUNTY SOLICITOR'S OFFICE AUTHORIZED TO PROCEED WITH THE ACQUISITION OF AN EASEMENT LOCATED AT BLOCK 503, LOT 16.01 LOCATED IN SPRINGFIELD TOWNSHIP FOR THE RECONSTRUCTION OF BRIDGE D3.6 IN THE AMOUNT OF \$500 FOR THE ENGINEERING DEPARTMENT.

WHEREAS, there exists a need for the County of Burlington to acquire a roadway improvement easement for the reconstruction of County Bridge D3.6, located on County Route 670, Jacksonville-Jobstown Road over Branch of Assicunk Creek, Springfield Township, Burlington County; and

WHEREAS, the Board is authorized to acquire the right to enter upon an existing easement area for roadway improvement purposes and acquire easements for roadway improvement purposes per the authority of N.J.S. 27:16-16 and 27:16-2; and

WHEREAS, the property which is required is Block 503, Lot 16.01 in Springfield Township, Burlington County and is owned by Stephen Shinn and Judith Branin who has agreed to sell an easement needed for roadway improvement purposes on this property for an amount not to exceed \$500.00; and

WHEREAS, funds are available in Account No. 60-7001-108582 as evidenced by the attached Certification of the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the purchase of the above property easement is hereby approved; and be it

FURTHER RESOLVED that the County Solicitor's Office and the County Treasurer's Office are authorized to complete any documents needed for this transaction; and, be it

FURTHER RESOLVED that the Director of the Board and the County Administrator are authorized to execute any documents needed for this transaction; and, be it

FURTHER RESOLVED that this transaction shall be completed in accordance with the Rules of the Board.

25 **RESOLUTION NO. 846** by Director Donnelly, AUTHORIZATION TO RELEASE CERTAIN PERFORMANCE AND MAINTENANCE GUARANTEES AS SUBMITTED TO AND APPROVED BY THE BURLINGTON COUNTY PLANNING BOARD AT ITS MEETING HELD NOVEMBER 24, 2009.

WHEREAS, the Burlington County Planning Board lawfully imposed the requirement that Planning Board applicants submit performance guarantees as a condition of approval to insure the satisfactory completion of improvements required by the Planning Board; and

WHEREAS, the Burlington County Planning Board lawfully imposed the requirement that certain Planning Board applicants submit maintenance guarantees as a condition to Planning Board approval to insure that improvements installed by said applicants remain in satisfactory condition for a period of one year; and

WHEREAS, the Burlington County Planning Board has determined that certain performance and maintenance guarantees are no longer required and may be released as more specifically set forth below; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that the maintenance guarantee(s) submitted by the below-named Planning Board applicant(s) be released:

| <u>Maintenance Guarantee(s)</u> | <u>Developer/Site</u> | <u>Amount</u> | <u>Plann.Bd. File No.</u> |
|---------------------------------|---|---------------|---------------------------|
| Letter of Guarantee | Florence Township High School Florence Township Board of Ed. Florence-Bustleton Road Florence Township | \$40,685.00 | S04-15-113 |
| Bond #1024001 | Allen's Oil & Propane Distribution Facility – Allen Properties, LLC Red Lion Road Southampton Township | \$1,254.00 | S07-33-083 |
| Bond #5023425 | Historic Marlton Town Center White Pike, Inc. North Maple Avenue Evesham Township | \$3,868.00 | S07-13-046 |
| Bond #B98816016851 | Wilkins Station Retail LTD Realty Investment VIII, LP Mt. Holly-Medford Road Medford Township | \$17,083.00 | S04-20-129 |

| | | | |
|-----------------------|--|-------------|---------------|
| Bond #B2-1882734 | Ashurst Glen Peter S. Tocco – Terra Ent. Church Road Mount Laurel & Evesham Townships | \$24,422.00 | B01-24/13-087 |
| IRLOC #SO40295 | Atrium Pediatrics Atrium Medical Property Assoc., LLC Old Marlton Pike Evesham Township | \$6,313.00 | S07-13-002 |
| IRLOC #20001713989 | Powers Kirn Office 728 Marne, LLC Marne Highway Moorestown Township | \$10,804.00 | S02-22-101 |
| Bond #104913788 | CVS Pharmacy & Commerce Bank Expansion Willingboro Equities, LLC Levitt Parkway Willingboro Township | \$4,057.00 | S06-38-124 |
| IRLOC #10006186620 | Decker Polo Ground Hog Land Co., LLC Hartford Road Mount Laurel Township | \$3,123.00 | S05-24-113 |

and, be it

FURTHER RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that the following bond(s) be and hereby are released and maintenance bond(s), where appropriate, shall become effective on the date of the adoption of this Resolution:

| <u>Performance Guarantee(s)</u> | <u>Developer/Site</u> | <u>Amount</u> | <u>Plann.Bd. File No.</u> |
|-------------------------------------|--|---------------|-------------------------------|
| Bond #5026025 | Siena Active Adult Community Hovbros Cinnaminson Urban Renewal Branch Pike Cinnaminson Township | \$22,496.00 | S06-08-130 |
| Letter of Guarantee | Main Street Soccer Field Township of Maple Shade Main Street Maple Shade Township | \$18,511.00 | S02-19-010 |
| Bond #70665096 | Green Café at Whitebriar William & Carole Moore Cooper Street Edgewater Park Township | \$5,148.00 | S08-12-153 |
| Bond #105148744 Site #PHO205A | MetroPCS Telecomm. MetroPCS Pennsylvania, LLC Burlington ByPass Burlington Township | \$715.00 | S08-06-003 |

26 **RESOLUTION NO. 847** by Director Donnelly, CHANGE ORDER NOS. 4 AND 5 WITH C. ABBONIZIO CONTRACTORS, INC. FOR A DECREASE IN THE AMOUNT OF \$361,087.26 AND AUTHORIZATION OF FINAL PAYMENT FOR THE PLEISETOCENE PRE-EXCAVATION OF LANDFILL 2, PHASE V FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, on August 27, 2008, and pursuant to a bid solicitation authorized by Resolution no. 2008-481, the Burlington County Board of Chosen Freeholders ("Board") awarded a contract for the Pre-Excavation of Landfill No. 2, Phase 5, at the Burlington County Resource Recovery Complex (Contract CPU-08-0092) to C. Abbonizio Contractors, Inc. of Sewell, New Jersey, which contract provided for payment not exceeding \$3,226,250.00; and

WHEREAS, the Board has authorized the following change orders to this contract to date, which change orders had no impact on the contract amount; and

| <u>Change Order No.</u> | <u>Resolution No.</u> | <u>Date</u> |
|-------------------------|-----------------------|-------------------|
| 1 | 1021 | December 30, 2008 |
| 2 | 62 | February 11, 2009 |

WHEREAS, Change Order no. 3 has not been acted on to date; and

WHEREAS, Project Engineer Richard A. Alaimo Engineering Company has recommended that the Board approve changes to Abbonizio's contract, as detailed in Change Order Numbers 4 and 5 dated November 17, 2009, which have the impact on contract cost described below; and

| <u>Change Order No.</u> | <u>Increase / (Decrease)</u> |
|-------------------------|------------------------------|
| 4 | (\$44,330.00) |
| 5 | (\$327,715.32) |

WHEREAS, the aggregate change to the contract by these two Change orders is a decrease in the amount of work to be performed by Abbonizio and a decrease in amount payable by \$361,087.26 and the net change in contract amount represented by Change Order Numbers One through Five is a reduction in the original contract amount by \$361,087.26, which sum represents an overall decrease of 11.19 percent in the original contract amount and results in a new contract amount of \$2,865,162.74; and

WHEREAS, the Project Engineer has issued a letter dated November 17, 2009, recommending final payment for completion of work under Contract CPU-08-0092; and

WHEREAS, the Board has reviewed and approved the Project Engineer's recommendations; now, therefore, the Board

RESOLVES as follows:

1. Change Order Numbers 4 and 5 to the above-described contract with C. Abbonizio Contractors, Inc. is approved and its execution in accordance with the Rules of the Board is authorized.
2. The date of substantial completion of work under Contract CPU-08-0092 is November 17, 2009.
3. Final payment, in accordance with the terms, conditions and requirements of the contract is authorized.

27 **RESOLUTION NO. 848** by Director Donnelly, CHANGE ORDER NOS. 13 THROUGH 18 WITH C. ABBONIZIO CONTRACTORS, INC. FOR A DECREASE IN THE AMOUNT OF \$36,403.88 AND AUTHORIZATION FOR FINAL PAYMENT FOR THE CONSTRUCTION OF LANDFILL 2, PHASE IV FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, on October 24, 2007, and pursuant to a bid solicitation authorized by Resolution no. 732, adopted on September 12, 2007, the Burlington County Board of Chosen Freeholders ("Board") awarded a contract to C. Abbonizio Contractors, Inc. of Deptford, New Jersey ("Abbonizio") for the construction of Landfill No. 2, Phase 4, at the Burlington County Resource Recovery Complex for a total amount payable of \$7,801,300.00; and

WHEREAS, the previously approved Change Orders described below resulted in a net decrease in the contract amount of \$189,622.13 and a revised contract amount of \$7,611,697.85; and

| <u>Change Order</u> | <u>Resolution no.</u> | <u>Date of approval</u> |
|---------------------|-----------------------|-------------------------|
| 1-3 | 210 | March 26, 2008 |
| 4 | 572 | August 13, 2008 |
| 5, 6 | 711 | September 24, 2008 |
| 7, 8, 9, 10, 11 | 782 | October 22, 2008 |
| 12 | 290 | May 27, 2009 |

WHEREAS, Project Engineer Richard A. Alaimo Engineering Company has recommended that the Board approve changes to Abbonizio's contract as detailed in

Change Order Numbers 13-18, dated November 17, 2009, which have the impacts on the contract cost described below; and

| <u>Change Order</u> | <u>Increase / (Decrease)</u> |
|---------------------|------------------------------|
| 13 | (\$90,208.37) |
| 14 | \$13,275.74 |
| 15 | (\$11,000.00) |
| 16 | (\$275.00) |
| 17 | \$3,000.00 |
| 18 | \$48,803.76 |

WHEREAS, the aggregate change in contract costs by Change Orders 13-18 is a decrease in the amount of work to be performed by Abbonizio of \$36,403.88, and the net change to contract amount represented by Change Order Numbers One through Eighteen is a reduction in the original contract amount by \$226,006.02, which sum represents an overall decrease of 2.90 percent in the original contract amount and results in a new contract amount of \$7,575,293.98; and

WHEREAS, the Project Engineer has issued a letter dated November 18, 2009, recommending final payment for completion of work under Contract CPU-07-0109; and

WHEREAS, the Board has reviewed and approved the Project Engineer's recommendations; now, therefore, the Board

RESOLVES as follows:

1. Change Order Numbers 13, 14, 15, 16, 17 and 18 to the Board's contract with C. Abbonizio Contractors, Inc. is approved and their execution in accordance with the Rules of the Board is authorized.
2. The date of substantial completion of work under Contract CPU-07-0109 is November 18, 2009.
3. Final payment to C. Abbonizio Contractors, Inc., in accordance with the terms, conditions and requirements of the contract, is authorized.

28 **RESOLUTION NO. 849** by Director Donnelly, AGREEMENT WITH THE OCCUPATIONAL TRAINING CENTER FOR THE 2010 RECYCLING PROGRAM FOR AN AMOUNT NOT TO EXCEED \$1,829,880 FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, the Occupational Training Center of Burlington County, Inc. ("OTC") has operated Burlington County's Regional Recycling Program, (the "Program") for many years, by which it is responsible for collecting, processing and marketing recyclable materials on behalf of the Burlington County Board of Chosen Freeholders (the "Board"); and

WHEREAS, the Board remains committed to its recycling program and continues to need the services of OTC to operate it and OTC is willing to continue to operate the Program; and

WHEREAS, the Director of the Department of Resource Conservation ("DRC") has estimated the cost of this contract as in excess of \$17,500, and the OTC has submitted a budget that estimates the cost of Program operation in 2010 at \$1,829,980; and

WHEREAS, this agreement is exempt from public bidding requirements by N.J.S.A. 40A:11-5(1)(n) and (s) and is being authorized as a Non-Fair and Open Contract pursuant to P. L. 2005, C. 271, and N.J.S.A. 19:44A-20.8; and

WHEREAS, \$1,829,980 is expected to be available in the County's 2010 budget to fund this agreement, now, therefore, the Board

RESOLVES as follows:

1. A one-year contract with the OTC for calendar year 2010 operation of the Burlington County Regional Recycling Program, approved as to form and substance by the County Administrator and the County Solicitor, is approved and its execution in accordance with the Rules of the Board is authorized.

- 2. No services shall be provided unless the County's adopted temporary 2010 budget includes funding for not less than one month of the cost of this contract.
- 3. No amount shall be payable unless the County's Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available.
- 4. Notice of this action shall be published in accordance with requirements of the Local Public Contracts Law.

29 **RESOLUTION NO. 850** by Director Donnelly, AUTHORIZATION TO ENTER INTO SOLID WASTE AGREEMENTS WITH ALL MUNICIPALITIES AND THE DEPARTMENT OF THE ARMY FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") has developed, implemented and financed a solid waste management system (the "System") to provide for the processing, recycling and disposal of solid waste and sludge generated within the geographic boundaries of Burlington County; and

WHEREAS, the Board has entered into agreements with Burlington County municipalities and the Department of the Army (for Fort Dix) for use of the System on terms and conditions contained therein, and the Board wishes to continue to make the System available during 2010; now, therefore, the Board

RESOLVES, that agreements with all Burlington County municipalities and the Department of the Army for the above-described purpose, which agreements have been approved by the County Administrator and County Solicitor, are approved and their execution, in accordance with the Rules of the Board, is authorized.

30 **RESOLUTION NO. 851** by Director Donnelly, AUTHORIZATION TO SET THE LANDFILL RATES AT THE BURLINGTON COUNTY RESOURCE RECOVERY COMPLEX FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") owns and operates solid waste disposal and recycling facilities at the Burlington County Resource Recovery Complex (the "Complex"); and

WHEREAS, the Board has determined to establish charges for Complex 2010 services following a projection of revenues and expenses; and

WHEREAS, the proposed charges do not exceed the Statewide "peak rate" as defined in the solid waste utility regulations, N.J.A.C. 7:26H-1 et seq. (exclusive of taxes and host community benefits) now, therefore, the Board

RESOLVES, as follows:

- 1. Effective January 1, 2010, the rates for disposal/treatment shall be those reported below.

2010 Burlington County Landfill Rates (stated on a per-ton basis)

| Waste Class | Description | Base Rate | Tax | Total |
|--------------------------|------------------------------------|----------------|------|----------|
| 10, 13, 23, 25, 27 | Tipping Fee | \$63.29 | | \$ 63.29 |
| | Landfill Closure & Contingency Tax | | 1.50 | |
| | Florence Township Host Benefit | | 1.53 | |
| | Mansfield Township Host Benefit | | 1.53 | |
| | County Solid Waste Enforcement Tax | | 0.33 | |
| | Recycling Enhancement Tax | | 3.00 | |
| | | Total Taxes | | |
| Total Tipping Fee | | \$71.18 | | |

| Waste Class | Description | Base Rate | Tax | Total |
|-------------|-------------|-----------|-----|-------|
|-------------|-------------|-----------|-----|-------|

| | | | |
|------------|--------------------------|-------|----------------|
| 13C | Tipping Fee | 80.00 | |
| | Taxes (see above) | | 7.89 |
| | | | ----- |
| | Total Tipping Fee | | \$87.89 |
| 12 | Total Tipping Fee | | \$67.50 |

2. The rates for bulky recyclables and materials accepted at the Household Hazardous Waste Facility may be adjusted for good cause by the Director of the Division of Solid Waste, in consultation with the County Administrator.

3. Notice of this action and the rates approved hereby shall be posted at the Scale house of the Complex and served on the governing body of each Burlington County municipality.

31 **RESOLUTION NO. 852** by Director Donnelly, AGREEMENT WITH CAMP DRESSER AND MCKEE IN THE AMOUNT OF \$115,000 FOR ENGINEERING SERVICES REGARDING AIR QUALITY AND REGULATION COMPLIANCE ASSISTANCE FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, pursuant to use of the “competitive contracting” provisions of the Local Public Contracts law (the “Law”) and Resolution nos. 2006-940 and 2007-69, adopted on, respectively, October 25, 2006, and February 14, 2007, the Burlington County Board of Chosen Freeholders (the “Board”) entered into a contract (the “Agreement”) with Camp Dresser & McKee (“CDM”) for specialized engineering services regarding air quality and regulatory compliance assistance for the Resource Recovery Complex, which contract was awarded under a “fair and open” process; and

WHEREAS, the initial term of the Agreement was for a two-year period commencing January 1, 2007, and terminating December 31, 2008, but subject to the Board’s right to renew the Agreement for up to three one-year terms; and

WHEREAS, pursuant to Resolution no. 1026, adopted on December 30, 2008, the Board extended the Agreement for a one-year term ending on December 31, 2009; and

WHEREAS, the Board has approved the recommendation of the Resource Recovery Complex Director of Operations that CDM’s contract be renewed for calendar year 2010 and the amount payable for its services be increased by \$115,000.00; and

WHEREAS, \$115,000.00 is expected to be available in the County’s 2010 budget to fund this one-year extension; now, therefore, the Board

RESOLVES as follows:

1. The Board authorizes an extension of the Agreement for calendar year 2010, subject to its appropriation and the availability of the above-stated amount, which written extension is authorized to be executed in accordance with the Rules of the Board.
2. No amount shall be payable to CDM for services provided during the term of the extension unless (a) funds are available from those already allocated to the Agreement or (b) the County’s Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract extension.

32 **RESOLUTION NO. 853** by Director Donnelly, AGREEMENT WITH CAMP DRESSER AND MCKEE IN THE AMOUNT OF \$6,000 FOR ENGINEERING AND TECHNICAL ASSISTANCE NECESSARY FOR COMPLIANCE WITH FEDERAL AND STATE REGULATORY REQUIREMENTS RELATED TO GROUND WATER MONITORING FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, pursuant to use of the “competitive contracting” provisions of the Local Public Contracts law (the “Law”) and Resolution Nos. 2006-939 and 2007-786, adopted, respectively, on October 25, 2006, and September 26, 2007, the Burlington County Board of Chosen Freeholders (the “Board”) entered into a contract (the “Agreement”) with Camp Dresser & McKee (“CDM”) for engineering services related to managing data and records produced by and/or required for permit compliance with respect to the operation of the

Resource Recovery Complex, which contract was awarded under a “fair and open” process; and

WHEREAS, the initial term of the Agreement was for a two-year period commencing on January 1, 2007, and terminating on December 31, 2008, subject to the Board’s right to renew the Agreement for up to three one-year terms; and

WHEREAS, pursuant to Resolution no. 1024, adopted on December 30, 2008, the Board extended the Agreement for a one-year period that expires on December 30, 2009; and

WHEREAS, the Board has reviewed and approved the recommendation of the Operations Manager of the Resource Recovery Complex that the Agreement be renewed for calendar year 2010 and the amount payable for CDM’s services be increased by \$6,000.00; and

WHEREAS, \$6,000.00 is expected to be available in the County’s 2010 budget to fund this one-year extension; now, therefore, the Board

RESOLVES as follows:

1. The Board authorizes an extension of the above-described Agreement for calendar year 2010, subject to the appropriation and the availability of the contract amount, which written extension is authorized to be executed in accordance with the Rules of the Board.

2. No amount shall be payable to CDM for services provided during the term of the extension unless (a) funds are available from those already allocated to the Agreement or (b) the County’s Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract extension.

33 **RESOLUTION NO. 854** by Director Donnelly, AGREEMENT WITH CAMP DRESSER AND MCKEE IN THE AMOUNT OF \$77,000 FOR ENGINEERING SERVICES FOR THE CO-COMPOSTING FACILITY FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

WHEREAS, pursuant to use of the “competitive contracting” provisions of the Local Public Contracts law (the “Law”) and Resolution No. 69, adopted on January 24, 2007, the Burlington County Board of Chosen Freeholders (the “Board”) entered into a contract (the “Agreement”) with Camp Dresser & McKee (“CDM”) for engineering services related to the operation of the composting facility at the Resource Recovery Complex, which contract was awarded under a “fair and open” process; and

WHEREAS, the initial term of the Agreement was for a two-year period commencing January 1, 2007, and terminating on December 31, 2008 and was subject to the Board’s right to renew the Agreement for up to three one-year terms; and

WHEREAS, pursuant to Resolution no. 1025, adopted on December 30, 2008, the Board extended the Agreement for the period expiring December 31, 2009; and

WHEREAS, the Board has reviewed and approved the recommendation of the Operations Manager of the Resource Recovery Complex that the Agreement be renewed for calendar year 2010 and the amount payable for CDM’s services be increased by \$77,000.00; and

WHEREAS, \$77,000.00 is expected to be available in the County’s 2010 budget to fund this one-year extension; now, therefore, the Board

RESOLVES as follows:

1. The Board authorizes an extension of the Agreement for calendar year 2010, subject to its appropriation and the availability of the contract amount, which written extension is authorized to be executed in accordance with the Rules of the Board.

2. No amount shall be payable to CDM for services provided during the term of the extension unless (a) funds are available from those already allocated to the Agreement or (b) the County’s Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract extension.

- 34 **RESOLUTION NO. 855** by Director Donnelly, AUTHORIZATION TO ADVERTISE FOR BIDS FOR HAZARDOUS WASTE DISPOSAL 2010-2012 FOR THE DEPARTMENT OF RESOURCE CONSERVATION/DIVISION OF SOLID WASTE.

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that the specifications are hereby approved for the following solicitation:

HAZARDOUS WASTE DISPOSAL 2010 - 2012
(CPU-10-0006)

And, be it;

RESOLVED that the County Administrator is authorized and directed to advertise for bids on the above solicitation, as submitted to and approved by the County Solicitor; now, therefore be it,

FURTHER RESOLVED that said bids will be publicly received in the Freeholder's Board Room on Tuesday, January 26, 2010 at 10:30 a.m. local prevailing time.

- 35 **RESOLUTION NO. 856** by Director Donnelly, AGREEMENT WITH THE NEW JERSEY TRANSIT CORPORATION IN THE AMOUNT OF \$1,236,076 FOR THE SENIOR CITIZEN AND DISABLED RESIDENT TRANSPORTATION ASSISTANCE PROGRAM FOR THE TRANSPORTATION OFFICE.

WHEREAS, the voters of New Jersey approved a Constitutional Amendment in 1981, which provides revenues from Casino taxes for use for additional or expended transportation services to senior citizen and disabled persons; and

WHEREAS, the "Senior Citizen and Disabled Resident Transportation Assistance Act" was enacted in 1984 to provide these funds to Counties for development of programs to deliver additional or expended transportation services for the elderly and disabled; and

WHEREAS, Burlington County has been allocated for the calendar year January 1, 2010 ending December 31, 2010 the amount of \$1,236,076.00; and

WHEREAS, there are no closeout balances from previous contracts available to the county for transportation services in 2010; and

WHEREAS, the Board of Chosen Freeholders of Burlington County wishes to adequately address the needs of the eligible residents in Burlington County so that they may obtain transportation assistance for non-emergency medical services, nutrition, shopping, social and recreational activities, employment, and education; and

WHEREAS, the Board of Chosen Freeholders of Burlington County has authorized preparation of a Grant Application to effectively utilize these funds in the future; and

WHEREAS, the Board of Chosen Freeholders adopted Resolution number 354 on June 24, 2009 authorizing the submission of a Senior Citizen and Disabled Resident Transportation application to New Jersey TRANSIT Corp.; and

WHEREAS, adequate public notices were posted in area newspapers and mailed to the Municipal Clerks of Burlington County as required by the program guidelines in anticipation of a public hearing on the Grant application; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that:

1. The County Administrator of the Board is hereby authorized to execute the Senior Citizen and Disabled Resident Transportation Agreement with New Jersey Transit Corporation as per the program guidelines in the amount of \$1,236,076.00; and

2. The Board of Chosen Freeholders of Burlington County will remain the designated recipient of funding provided under the "Senior Citizen and Disabled Resident Transportation Assistance Act"; and

3. Copies of this Resolution shall accompany the Operating Assistance Grant Application.

- 36 **RESOLUTION NO. 857** by Director Donnelly, AUTHORIZATION TO ADVERTISE FOR BIDS FOR BUTTWOOD HOSPITAL KITCHEN SERVERY RENOVATIONS.

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that the plans and specifications prepared and submitted by The Vaughn Collaborative are hereby approved for the following solicitation:

“BUTTONWOOD HOSPITAL KITCHEN SERVERY RENOVATION”
(CPU-10-0021)

And, be it;

RESOLVED that the County Administrator is authorized and directed to advertise for bids on the above solicitation, as submitted to and approved by the County Solicitor; and, be it,

RESOLVED that the Freeholder Director is hereby authorized to sign the title sheet of the plans for said project. Plans and specification charge is \$50.00 per set, which is non-refundable; and, be it

RESOLVED that a Pre-Bid Conference will be held for all prospective bidders at the Buttonwood Hospital Conference Room on Thursday, January 7, 2010 at 2:00 p.m. local prevailing time; and be it

RESOLVED that Site Visits will be held for all prospective bidders on, Friday, December 18, 2009, Wednesday, December 23, 2009, Tuesday, December 29, 2009, Tuesday, January 5, 2010, Thursday, January 7, 2010 and Tuesday, January 19, 2010, by appointment only; now, therefore be it

FURTHER RESOLVED that said bids will be publicly received in the Freeholder’s Board Room on Tuesday, January 26, 2010 at 10:30 a.m. local prevailing time.

37 **RESOLUTION NO. 858** by Director Donnelly, RESOLUTION AUTHORIZING THE AWARD OF VARIOUS CONTRACTS FOR THE PURCHASING DEPARTMENT.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has authorized the solicitation of bids for certain contracts; and

WHEREAS, the County Purchasing Agent has publicly advertised for bids for said contracts and has received, opened and reviewed said bids with the appropriate Burlington County representatives; and

WHEREAS, all required certifications of the availability of funds for the award of contracts were approved, at the time or on an as needed basis, by the Chief Financial Officer; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that award of the contracts listed below are hereby approved and that the proper County Officials are hereby authorized, in accordance with the Rules of the Board, to accept the bid proposals and execute said contracts after all of the requirements of the bid specifications are met by the bidders, including, but not limited to, the submission of the required performance bond, insurance certificate and evidence of affirmative action compliance; and be it

FURTHER RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the following recommendations of the Burlington County Purchasing Agent are hereby approved, and that the proper County Officials are hereby authorized to take all necessary actions to effectuate the rejections in accordance with the Rules of the Board.

1. Bids were received on October 27, 2009, as authorized per Resolution #643 dated September 23, 2009 for the solicitation titled “BATTERY, BALLAST AND/OR LAMP RECYCLING 2010-2011 (CPU-09-0096).

Wade Salvage, Inc.
t/a Wade Environmental
382 Jackson Road
Atco, NJ 08004

TOTAL ESTIMATED AMOUNT OF AWARD.....\$ 74,648.08
(NOTE: For Years One (1) and Two (2)).

2. Bids were received on November 24, 2009, as authorized per Resolution #704 dated October 14, 2009 for the solicitation titled “VEHICLES, MEAL DELIVERY TRUCKS” (CPU-09-0101).

Winner Ford
250 Berlin Road
Cherry Hill, NJ 08034

Two (2) 2010 Ford Ranger XL Extended Cab,
126" WB, 4X2 Meal Delivery Truck or Equal
as per Specifications.....\$34,361.00 each

TOTAL LUMP SUM BID.....\$ 69,262.00

3. Bids were received on October 20, 2009, as authorized per Resolution #586 dated September 9, 2009 for the solicitation titled "UNIFORMS: WORK AND OTHER CLOTHING ITEMS" (CPU-09-0088).

The Liberty Store
5 East Genesee St.
Auburn, NY 13021

Security Guard Uniforms.....+23%
 Casual Duty Apparel.....+23%
 Athletic Wear.....+23%
 Work Clothes.....+23%

Specialty Graphics
230 N. Maple Ave., Suite 120
Marlton, NJ 08053

Casual Duty Apparel.....List
Athletic Wear.....List
Work Clothes.....List

Uniforms Manufacturing, Inc.
P.O. Box 12716
Scottsdale, AZ 85267-2716

Security Guard Uniforms.....-30%
Athletic Wear.....-30%
Hazmat Apparel.....-30%

(NOTE: The above contracts utilize various catalogs at various discounts on an as needed basis.)

4. Bids were received, for a second time, on November 24, 2009, as authorized per Resolution #528 dated August 26, 2009 for the solicitation titled "WASHER EXTRACTORS AND NATURAL GAS DRYERS FOR BUTTONWOOD HOSPITAL" (CPU-09-0058A).

W.J. Gross, Inc.
495 Center Street
Sewell, NJ 08080

TOTAL LUMP SUM BID.....\$ 196,000.00

5. Bids were received on November 24, 2009, as authorized per Resolution #710 dated October 14, 2009 for the solicitation titled "INSTALLATION OF WATERPROOF SURFACE PRODUCT FOR SHOWERS AT BUTTONWOOD HOSPITAL" (CPU-09-0102).

Stonhard, Inc.
Division of Stoncor Group, Inc.
1000 East Park Avenue
Maple Shade, NJ 08052

TOTAL LUMP SUM BID.....\$ 16,450.00

6. No bids were received on December 1, 2009 as authorized per Resolution #758 dated on October 28, 2009 for the solicitation titled "BEVERAGE SERVICE FOR BUTTONWOOD HOSPITAL 2010-2011" (CPU-10-0003). The Purchasing Agent recommends this solicitation be re-advertised and received, for the second time, on January 5, 2010.

*** It was moved by Mr. Brown, seconded by Mrs. Reinhart that the following three (3) items be approved by unanimous consent. Motion carried. Resolution Nos. 859 through 861 adopted.

38 **RESOLUTION NO. 859** by Mr. Brown, AMENDMENT TO AGREEMENT WITH CORRECTIONAL DENTAL ASSOCIATES IN THE AMOUNT OF \$54,540 FOR DENTAL SERVICES FOR THE DETENTION CENTER FOR THE PERIOD JULY 1, 2008 THROUGH DECEMBER 31, 2009.

WHEREAS, by Resolution No. 518, adopted on July 10, 2007, the Burlington County Board of Chosen Freeholders (the "Board") authorized an Agreement with Correctional Dental Associates, in which it agreed to provide dental services to the inmates at the Burlington County Detention Center ("BCDC") between July 1, 2007 through June 30, 2008, which services come within the meaning of "professional services" as defined in N.J.S.A. 40A11-5(1)(a)(i) of the Local Public Contracts Law (the "Law"); and

WHEREAS, there is a need to amend the Agreement to extend the contract from July 1, 2008 through December 31, 2009 and to increase the original contract amount from \$46,280.00 to \$100,820.00; and

WHEREAS, the Board is required to have the dental services at the BCDC and Correctional Dental Associates has fulfilled its obligation to Burlington County Department of Corrections; and

WHEREAS, the BCDC has received a Business Entity Disclosure Certification pursuant to N.J.S.A. 19:44A-20.8, from Correctional Dental Associates in which it certifies that it has not made reportable contributions to a political or candidate committee in the previous year and it will not make such reportable contributions through the term of the contract; and

WHEREAS, the BCDC has also received a Certification Concerning Political Contributions pursuant to P.L. 2005, Chapter 271, in which Correctional Dental Associates reports that it made no political contributions, expenditures or other things of value to any political party or political committee during the preceding year; and

WHEREAS, \$54,540.00, the amount needed to fund this amendment is available in account no. 10-0410-032208 and 10-0410-032209, as evidenced by the Certification of Burlington County's Chief Financial Officer filed herewith; now, therefore, be it

RESOLVED, by the Burlington County Board of Freeholders that:

1. The above-described Amendment to Correctional Dental Associates contract is approved and its execution in accordance with the Rules of the Board is authorized.

2. Notice of this action shall be published in accordance with the requirements of the Law.

39 **RESOLUTION NO. 860** by Mr. Brown, AGREEMENT WITH CORRECTIONAL HEALTH SERVICES (CHS) FOR CONTRACT TITLED "INMATE MENTAL HEALTH AND SOCIAL SERVICES (RFP-10-0007)" IN THE AMOUNT OF \$449,626 FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 FOR THE DETENTION CENTER.

WHEREAS, the County of Burlington's Correctional Facilities has a need for Inmate Mental Health and Social Services; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-4.1 et seq. provides for the solicitation of competitive proposals for such services; and

WHEREAS, the solicitation of competitive proposals was authorized by Resolution #702 dated October 14, 2009 for "INMATE MENTAL HEALTH AND SOCIAL SERVICES FOR BURLINGTON COUNTY CORRECTIONAL FACILITIES" (RFP-10-0007); and,

WHEREAS, Five (5) competitive proposals were received; and

WHEREAS, the Jail Administrator/Acting Warden recommends that a contract be awarded to Correctional Health Services, LLC, Webster Commons, 271 Grove Avenue, Building E, Verona, New Jersey, 07044-1730, for an amount not to exceed \$ 449,626.00, for the contract period of January 1, 2010 through December 31, 2010, with the option of four (4) one-year extensions, expiring on December 31, 2014; and

WHEREAS, the County Administrator concurs with the recommendation that a contract be awarded to Correctional Health Services, LLC, Webster Commons, 271 Grove Avenue, Building e, Verona, New Jersey, 07044-1730, for an amount not to exceed \$ 449,626.00, for the contract period of January 1, 2010 through December 31, 2010, with the option of four (4) one-year extensions, expiring on December 31, 2014; and

WHEREAS, funds are anticipated to be available for this purpose in the fiscal year 2010, temporary and permanent budget and is further subject to the certification of funds by the Burlington County Chief Financial Officer; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that a contract for "INMATE MENTAL HEALTH AND SOCIAL SERVICES FOR BURLINGTON COUNTY CORRECTIONAL FACILITIES" (RFP-10-0007) for the County Correctional Facilities, is hereby awarded to the above proposer, for an amount not to exceed \$449,626.00, for the contract period January 1, 2010 through December 31, 2010, with the option of four (4) one-year extensions, expiring on December 31, 2014; and, be it

FURTHER RESOLVED that the Burlington County Purchasing Agent shall publish a notice in the official newspaper of the Board of Chosen Freeholders summarizing the award of contract, which shall include, but not be limited to, the nature, duration and amount of the contract, the name of the vendor and a statement that this Resolution and the contract is on file and available for public inspection in the Division of Purchase Office of the County of Burlington.

40 **RESOLUTION NO. 861** by Mr. Brown, AUTHORIZATION TO ADVERTISE FOR BIDS FOR COMMISSARY SERVICES FOR BURLINGTON COUNTY DETENTION FACILITIES.

RESOLVED, by the board of Chosen Freeholders of the County of Burlington, that the specifications are hereby approved for the following solicitation:

COMMISSARY SERVICES FOR BURLINGTON COUNTY
DETENTION FACILITIES 2010-2012
(CPU-10-0005)

And, be it;

RESOLVED, that the County Administrator is authorized and directed to advertise for bids on the above solicitation, as submitted to and approved by the County Solicitor; and be it

RESOLVED, that a Pre-Bid Conference will be held for all prospective bidders in the Freeholder's Board Room on Thursday, January 7, 2010 at 10:00 a.m.; and be it

RESOLVED, that a Site Visit will be held immediately following the Pre-Bid Conference; now, therefore be it

FURTHER RESOLVED, that said bids will be publicly received in the Freeholder's Board Room on Tuesday, January 26, 2010 at 10:30 a.m. local prevailing time.

*** It was moved by Mr. Haines, seconded by Mr. Wujcik that the following eight (8) items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 862 through 869 adopted.

41 **RESOLUTION NO. 862** by Mr. Haines, AGREEMENTS WITH BETHEL A.M.E CHURCH OF MOORESTOWN, THE FIRST BAPTIST CHURCH OF BEVERLY, CARSLAKE COMMUNITY CENTER, BORDENTOWN, AND MOUNT HOLLY SENIOR HOUSING, AND SAMUEL MILLER CENTER OF MOUNT HOLLY FOR FACILITY LEASE FOR THE NUTRITION PROJECT FOR THE ELDERLY ADMINISTERED THROUGH THE OFFICE ON AGING.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington, (hereinafter referred to as "County") through the Burlington County Office on Aging, is in need of certain facilities in order to operate nutritional and recreational programs for Senior Citizen residents of Burlington County; and

WHEREAS, the County, per the authorization of N.J.S.A. 40A:12-14 is authorized to lease from public body facilities required to further County goals; and

WHEREAS, the below-named entities are willing to make facilities available to the Board for this purpose, at the stated amount effective January 1, 2010 through December 31, 2010:

| <u>SITE LOCATION</u> | <u>AMOUNT</u> |
|--|---------------|
| Bethel A.M.E. Church of Moorestown 512 Church Street Moorestown, NJ | \$24,000 |
| First Baptist Church of Beverly 405 Broad Street Beverly, NJ | \$18,000 |
| City of Bordentown Carslake Community Center 207 Crosswicks Street Bordentown, NJ | \$15,144 |
| Mount Holly Senior Housing L.P. Samuel Miller Senior Housing 256 Clifton Avenue Mt. Holly, N.J. | \$0 |

and

WHEREAS, funds in the amount of \$57,144.00 are anticipated to be available for this purpose in the fiscal year 2010 temporary and permanent budget; and

WHEREAS, these Agreements are further subject to the certification of funds by the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that the attached Agreements with the above-named property owners are approved and authorization is hereby provided to the appropriate Burlington County officials for the Agreement to be executed, sealed and witnessed or attested in accordance with the Rules of the Board.

42 **RESOLUTION NO. 863** by Mr. Haines, AGREEMENT WITH THE BURLINGTON COUNTY COLLEGE FOR A COMMUNITY EXPERIENCE ROTATION AT THE CONGREGATE NUTRITION SITES FOR STUDENTS ENROLLED IN THE COLLEGE NURSES TRAINING PROGRAM FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 FOR THE OFFICE ON AGING.

WHEREAS, the Burlington County Board of Chosen Freeholders, (the "Board") needs to retain services relating to nutrition sites at the Burlington County Office on Aging ("BCOA") which can be provided by student nurses at Burlington County College; and

WHEREAS, the Board needs to authorize an agreement with the Burlington County College through which agreements nursing students may receive clinical training at the BCOA for the period January 1, 2010 to December 31, 2010; and

WHEREAS, a contract for such services may be entered into between the Burlington County Board of Chosen Freeholders and Burlington County College under the authority of the Local Public Contracts Law (the "Law"), N.J.S.A. 40A:11-5 (2); and

WHEREAS, it is the intention of the Board, Burlington County College to enter into such agreement for the betterment of both BCOA and student nurses at Burlington County College; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the existing contract described below is authorized for the term January 1, 2010 through December 31, 2010 conditioned upon approval by the County Solicitor and County Administrator and their execution in accordance with the Rules of the Board is authorized in accordance with N.J.S.A. 40A:11-5(2); and, be it

FURTHER RESOLVED, that the County Administrator, County Treasurer, County Solicitor and the Director of the Burlington County Office on Aging be authorized to take any action necessary to complete the referenced agreements in accordance with the Rules of the Board.

- 43 **RESOLUTION NO. 864** by Mr. Haines, AGREEMENTS WITH VARIOUS ENTITIES FOR SENIOR CITIZEN SERVICES FOR THE PERIOD JANUARY 1, 2010 THROUGH DECEMBER 31, 2010 ADMINISTERED THROUGH THE OFFICE ON AGING.

WHEREAS, the Burlington County Board of Chosen Freeholders (hereinafter "Board") has filed an "Area Plan Agreement" by and through the Burlington County Office on Aging with the State of New Jersey, Department of Health and Senior Services, by which the Board has committed itself to providing a range of services to the elderly residents of Burlington County; and

WHEREAS, the Board needs to contract with agencies which are capable of providing services to achieve the goals set forth in said Area Plan Grant; and

WHEREAS, the Board will contract with the following agencies for these services:

| <u>Service</u> | <u>Amount</u> | <u>Contractee</u> |
|---------------------------|---------------|--|
| Safe Housing | \$48,948 | Burlington County Sheriff's Department |
| Money Management | \$3,900 | Burlington County College |
| Transportation | \$60,000 | Burlington County Transportation Office |
| Adult Protective Services | \$165,935 | Burlington County Board of Social Services |
| Case Management | \$250,000 | Burlington County Board of Social Services |
| Medication Management | \$4,499 | Moorestown Visiting Nurse Association |

and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1, under N.J.S.A. 40A:11-5(2) provides that contracts may be made with the Burlington County Sheriff's Department, Burlington County College, the Burlington County Transportation Office, and the Burlington County Board of Social Services without public bidding of the contract and N.J.S.A. 40A:11-5(1)(a)(i) provides that contracts may be made with Moorestown Visiting Nurse Association as a professional service is awarded without competitive bidding; and

WHEREAS, funds in the stated amounts are anticipated to be available for this purpose in the fiscal year 2010 temporary and permanent budget; and

WHEREAS, these contracts are further subject to the certification of funds by the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington, that contracts for services for the Burlington County Office on Aging are hereby awarded in the amounts listed and, be it

FURTHER RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that:

1. These Agreements are awarded without competitive bidding as a contract with a subdivision of a County government in accordance with N.J.S.A. 40A:11-5(2) and N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law.
2. The County Administrator and Director of the Board are authorized to execute these Agreements needed for this work.
3. Notice of this action shall be printed once in the Burlington County Times within ten (10) days hereof of its passage as required by N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law.

- 44 **RESOLUTION NO. 865** by Mr. Haines, AMENDMENT TO AGREEMENT WITH VISITING NURSE AND HOMEMAKER SERVICES, INC. IN THE AMOUNT OF \$18,034 FOR TITLE IIIIE RESPITE HOMECARE SERVICES DUE TO AN INCREASE IN FEDERAL FUNDING ADMINISTERED THROUGH THE OFFICE ON AGING.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington entered into a contract entitled "Title IIIIE Respite HOMECARE Services-Office on Aging-2009" (RFP-08-

0040) per Resolution No. 545 dated August 13, 2008 with Visiting Nurse and Homemaker Services, Inc., 204 Creek Crossing Boulevard, Hainesport, NJ 08036, for the period of January 1, 2009 through December 31, 2009, in the amount of \$75,000.00; and

WHEREAS, a change to the aforesaid contract has been determined to be necessary by the Burlington County Office on Aging; and

WHEREAS, Change Order Number One (1), represents an increase of \$18,034.00 due to an increase in federal funds, which brings the total contract amount to \$93,034.00, which represents an overall 24% increase to the original contract amount; now, therefore, be it

RESOLVED, by the Board of Chosen Freeholders of the County of Burlington that Change Order Number One (1) to the contract with Visiting Nurse and Homemaker Services, Inc., copies of which are attached hereto, be and the same and is hereby approved; and, be it

FURTHER RESOLVED, that the attached Amendment to the Contract with Visiting Nurse and Homemaker Services, Inc. is hereby approved and authorization for the said Amendment to be executed, sealed and attested in accordance with the Rules of the Board; and, be it

FURTHER RESOLVED, that the County Administrator and the County Treasurer are hereby authorized to execute the Change Order.

- 45 **RESOLUTION NO. 866** by Mr. Haines, AMENDMENT TO AGREEMENT WITH THE BURLINGTON COUNTY BAR ASSOCIATION IN THE AMOUNT OF \$2,500 DUE TO AN INCREASE IN TITLE III FUNDING FOR LEGAL SERVICES FOR THE OFFICE ON AGING.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington entered into a contract entitled "LEGAL SERVICES PROGRAM-Office on Aging-2009" per Resolution number 980 dated December 30, 2008 with the Burlington County Bar Association, 45 Grant Street, Mount Holly, NJ 08060, for the period of January 1, 2009 through December 31, 2009, in the amount of \$67,500.00; and

WHEREAS, a change to the aforesaid contract has been determined to be necessary by the Burlington County Office on Aging; and

WHEREAS, Change Order Number One (1), represents an increase of \$2,500.00 due to an increase in federal funds, which brings the total contract amount to \$70,000.00, which represents an overall 3.7% increase to the original contract amount; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that Change Order Number One (1) to the contract with the Burlington County Bar Association copies of which are attached hereto, be and the same and is hereby approved; and, be it

FURTHER RESOLVED, that the attached Amendment to the Contract with the Burlington County Bar Association is hereby approved and authorization for the said Amendment to be executed, sealed and attested in accordance with the Rules of the Board; and, be it

FURTHER RESOLVED, that the County Administrator and the County Treasurer are hereby authorized to execute the Change Order.

- 46 **RESOLUTION NO. 867** by Mr. Haines, AUTHORIZATION TO ISSUE AND ADVERTISE A REQUEST FOR QUALIFICATIONS FOR SURVEY REVIEW SERVICES FOR 2010 FOR LAND PRESERVATION.

WHEREAS, the Burlington County Board of Chosen Freeholders ("the Board") places the public trust above all else and remains steadfast in its commitment to the highest ethical standards in the conduct of its business on behalf of the taxpayers of Burlington County; and

WHEREAS, in furtherance of those standards the Board adopted Resolution No. 553 on July 28, 2004 which instituted a competitive quality based, fair and open process for soliciting qualifications and/or proposals for professional services contracts; and

WHEREAS, the Board adopted Resolution No. 17 on January 12, 2005, which establishes the procedures for obtaining said qualifications and/or proposals; and

WHEREAS, the Department of Resource Conservation (DRC) has a significant recurring need for land survey services in connection with the County Open Space and Farmland Preservation Programs; and

WHEREAS, these Departments, after consultation with and approval by the County Solicitor, desire to utilize a publicly advertised Request for Qualifications (RFQ) to solicit qualified land survey reviewer services; and

WHEREAS, upon review of the submitted RFQ, a limited number of best qualified vendors will be identified and proposals will be solicited from those vendors; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the DRC and the County Solicitor are authorized to prepare an RFQ for land survey reviewer services for the County's Open Space and Farmland Preservation Programs; and, be it

FURTHER RESOLVED, that the DRC, County Solicitor and County Administrator shall be responsible for:

a. Making said RFQ available at no cost to firms that provide land survey reviewer services;

b. Publishing notice of the County's issuance and availability of said RFQ; and

c. In accordance with requirements of Resolution No. 17 adopted January 12, 2005, the DRC shall establish a committee to review responses to the RFQ, which committee shall submit a written report to the Freeholder Board making recommendation as to which vendor shall be chosen as qualified land survey reviewer for the County Open Space and Farmland Preservation for 2010.

47 **RESOLUTION NO. 868** by Mr. Haines, AUTHORIZATION TO ISSUE AND ADVERTISE A REQUEST FOR QUALIFICATIONS FOR APPRAISAL REVIEW SERVICES FOR 2010 FOR LAND PRESERVATION.

WHEREAS, the Burlington County Board of Chosen Freeholders ("the Board") places the public trust above all else and remains steadfast in its commitment to the highest ethical standards in the conduct of its business on behalf of the taxpayers of Burlington County; and

WHEREAS, in furtherance of those standards the Board adopted Resolution No. 553 on July 28, 2004 which instituted a competitive quality based, fair and open process for soliciting qualifications and/or proposals for professional services contracts; and

WHEREAS, the Board adopted Resolution No. 17 on January 12, 2005, which establishes the procedures for obtaining said qualifications and/or proposals; and

WHEREAS, the Department of Resource Conservation (DRC) and County Engineering and Highway Departments have a significant recurring need for real estate appraisal review services in connection with the County Open Space and Farmland Preservation Programs and general Engineering and Highway matters; and

WHEREAS, these departments, after consultation with and approval by the County Solicitor, desire to utilize a publicly advertised Request for Qualifications (RFQ) to solicit a qualified real estate review appraiser; and

WHEREAS, upon review of the submitted RFQ, a limited number of best qualified vendors will be identified and proposals will be solicited from those vendors; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the County Solicitor is authorized to prepare an RFQ for real estate review appraiser services for the County's Open Space and Farmland Preservation Programs and Engineering and Highway Departments; and, be it

FURTHER RESOLVED, that the DRC, County Solicitor and County Administrator shall be responsible for:

a. Making said RFQ available at no cost to firms that provide real estate review appraiser services;

b. Publishing notice of the County's issuance and availability of said RFQ; and

c. In accordance with requirements of Resolution No. 17 adopted January 12, 2005, the DRC shall establish a committee to review responses to the RFQ, which committee shall submit a written report to the Freeholder Board making recommendation as to which vendor shall be chosen as qualified real estate review appraiser for the County Open Space and Farmland Preservation Programs and Engineering and Highway Departments for 2010.

48 **RESOLUTION NO. 869** by Mr. Haines, AUTHORIZATION TO ADVERTISE FOR BIDS FOR HISTORIC RENOVATIONS & ALTERATIONS-WARDEN'S HOUSE FOR RESOURCE CONSERVATION/PARKS DIVISION.

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that the plans and specifications prepared and submitted by Regan Young England Butera, P.C., are hereby approved for the following solicitation:

"HISTORIC RENOVATIONS & ALTERATIONS-WARDEN'S HOUSE"
(CPU-10-0004)

And, be it;

RESOLVED that the County Administrator is authorized and directed to advertise for bids on the above solicitation, as submitted to and approved by the County Solicitor; and, be it,

RESOLVED that the Freeholder Director is hereby authorized to sign the title sheet of the plans for said project. Plans and specification charge is \$150.00 per set, which is non-refundable; and, be it

RESOLVED that a Pre-Bid Conference will be held for all prospective bidders at the Freeholder's Board Room on Thursday, January 7, 2010 at 11:00 a.m. local prevailing time; and be it

RESOLVED a Site Visit will be held for all prospective bidders following the Pre-Bid Conference; now, therefore be it

FURTHER RESOLVED that said bids will be publicly received in the Freeholder's Board Room on Tuesday, January 26, 2010 at 10:30 a.m. local prevailing time.

*** It was moved by Mrs. Reinhart, seconded by Mr. Brown that the following seventeen (17) items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 870 through 886 adopted.

49 **RESOLUTION NO. 870** by Mrs. Reinhart, AGREEMENT WITH RUTGERS, THE STATE UNIVERSITY – SCHOOL OF SOCIAL WORK FOR STUDENT SOCIAL WORKERS TO RECEIVE FIELD INSTRUCTION AT BUTTONWOOD HOSPITAL.

WHEREAS, the Burlington County Board of Chosen Freeholders, (the "Board") needs to retain services relating to care for patients and residents at Buttonwood Hospital which can be provided by student social workers for field instruction from Rutgers, the State University; and

WHEREAS, the Board needs to authorize an agreement with Rutgers, the State University through which student social workers receive field instruction at Buttonwood Hospital for the period January 1, 2010 to December 31, 2010; and

WHEREAS, a contract for such services may be entered into between the Burlington County Board of Chosen Freeholders and Rutgers, the State University under the authority of the Local Public Contracts Law (the "Law"), N.J.S.A. 40A:11-5 (2); and

WHEREAS, it is the intention of the Board and Rutgers, the State University to enter into such agreement for the betterment of both patients and residents at Buttonwood Hospital and student social workers at Rutgers, the State University; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the existing contract described above is authorized for the term January 1, 2010 through December 31, 2010 conditioned upon approval by the County Solicitor and County Administrator and their execution in accordance with the Rules of the Board is authorized in accordance with N.J.S.A. 40A:11-5(2); and, be it

FURTHER RESOLVED, that the County Administrator, County Treasurer, County Solicitor and the Administrator of Buttonwood Hospital be authorized to take any action necessary to complete the referenced agreement in accordance with the Rules of the Board.

- 50 **RESOLUTION NO. 871** by Mrs. Reinhart, AGREEMENTS WITH FAMILY SERVICE OF BURLINGTON COUNTY, LESTER A. DRENK BEHAVIORAL HEALTH CENTER, LOURDES MEDICAL CENTER OF BURLINGTON COUNTY, HAMPTON BEHAVIORAL CENTER, TRENTON PSYCHIATRIC HOSPITAL, TURNING POINT, INC., AND VIRTUA MEMORIAL HOSPITAL OF BURLINGTON COUNTY TO ESTABLISH AFFILIATION, TRANSFER AND RESPITE AGREEMENTS FOR 2010 FOR BUTTONWOOD HOSPITAL.

WHEREAS, the Burlington County Board of Chosen Freeholders needs to establish affiliation, transfer and respite agreements between Buttonwood and other health care facilities to provide for the proper and efficient care of Buttonwood patients; and

WHEREAS, implementation of these agreements will be for the best interests of patients at Buttonwood Hospital; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the existing contracts described below are hereby ratified for the term January 1, 2010 through December 31, 2010, which have been approved by the County Solicitor and County Administrator at no direct cost to Buttonwood Hospital and their execution in accordance with the Rules of the Board is authorized; and, be it

FURTHER RESOLVED, that the County Administrator, County Treasurer, County Solicitor and the Administrator of Buttonwood Hospital be authorized to take any action necessary to complete the referenced agreements in accordance with the Rules of the Board:

Hampton Hospital Behavioral Health Center
Trenton State Psychiatric Hospital
Turning Point, Inc.
Virtua Memorial Hospital of Burlington County
Family Services of Burlington County
Lester A. Drenk Behavioral Health Center
Lourdes Medical Center of Burl. Co. (formerly Rancocas Valley Hospital)
Lourdes Medical Center of Burl. Co. - Short Term Care Facility (formerly Rancocas Valley Hospital)

FURTHER RESOLVED, that notice of the award of the above-described agreements shall be published in the Burlington County Times in accordance with the Law.

- 51 **RESOLUTION NO. 872** by Mrs. Reinhart, AGREEMENT WITH BURLINGTON COUNTY COMMUNITY COLLEGE AND BURLINGTON COUNTY INSTITUTE OF TECHNOLOGY FOR NURSING STUDENTS TO RECEIVE CLINICAL TRAINING AT BUTTONWOOD HOSPITAL FOR 2010.

WHEREAS, the Burlington County Board of Chosen Freeholders, (the "Board") needs to retain services relating to care for patients at Buttonwood Hospital which can be provided by student nurses at Burlington County College and Burlington County Institute of Technology; and

WHEREAS, the Board needs to authorize an agreement with the Burlington County College and the Burlington County Institute of Technology through which agreements nursing students may receive clinical training at Buttonwood Hospital for the period January 1, 2010 to December 31, 2010; and

WHEREAS, a contract for such services may be entered into between the Burlington County Board of Chosen Freeholders and Burlington County College and Burlington County Institute of Technology under the authority of the Local Public Contracts Law (the "Law"), N.J.S.A. 40A:11-5 (2); and

WHEREAS, it is the intention of the Board, Burlington County College and Burlington County Institute of Technology to enter into such agreements for the betterment of both patients at Buttonwood Hospital and student nurses at Burlington County College and Burlington County Institute of Technology; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the existing contracts described above are authorized for the term January 1, 2010 through December 31, 2010 conditioned upon approval by the County Solicitor and County Administrator and their execution in accordance with the Rules of the Board is authorized in accordance with N.J.S.A. 40A:11-5(2); and, be it

FURTHER RESOLVED, that the County Administrator, County Treasurer, County Solicitor and the Administrator of Buttonwood Hospital be authorized to take any action necessary to complete the referenced agreements in accordance with the Rules of the Board.

52 **RESOLUTION NO. 873** by Mrs. Reinhart, AGREEMENT WITH AMERICAN DIAGNOSTICS SERVICES IN THE AMOUNT OF \$5,000 TO PROVIDE ULTRASOUND AND DIAGNOSTIC SERVICES FOR 2010 FOR BUTTONWOOD HOSPITAL.

WHEREAS, the Burlington County Board of Chosen Freeholders ("the Board") places the public trust above all else and remains steadfast in its commitment to the highest ethical standards in the conduct of its business on behalf of the taxpayers of Burlington County; and

WHEREAS, in furtherance of those standards the Board adopted Resolution No. 553 on July 28, 2004 which instituted a competitive quality based, fair and open process for soliciting qualifications and/or proposals for professional services contracts; and

WHEREAS, the Board adopted Resolution No. 17 on January 12, 2005 which establishes the procedures for obtaining said qualifications and/or proposals; and

WHEREAS, by Resolution No. 655 adopted on September 23, 2009 the Board authorized Buttonwood Hospital of Burlington County to advertise a Request for Qualifications (RFQ) seeking qualified ultrasound service providers duly licensed in the State of New Jersey for the performance of the specified duties for the term of January 1, 2010 through December 31, 2010; and

WHEREAS, American Diagnostic Services Inc. ("ADS") offered to provide the needed services which constitute "professional services" as defined in N.J.S.A. 40A:11-2(6), the Local Public Contract Law; and

WHEREAS, a committee within Buttonwood Hospital has reviewed and evaluated submissions received in response to the RFQ and has submitted a written report to the Board, advising that ADS with offices located at 6981 North park Drive, Suite 506, Pennsauken, NJ 08109 the most qualified to provide ultrasound services to Buttonwood Hospital; and

WHEREAS, a designated review committee within Buttonwood Hospital of Burlington County has reviewed and evaluated the submissions received in response to the RFQ and has found ADS properly meets all requirements of the RFQ and is duly qualified; and

WHEREAS, the designated review committee negotiated and reached a tentative agreement as to terms with ADS consistent and in accordance with the RFQ; and

WHEREAS, the designated review committee has submitted its written report to the Burlington County Board of Chosen Freeholders recommending that ADS be awarded a contract to perform the designated ultrasound services; and

WHEREAS, the Board and said ultrasound services provider have come to agreement by which the provider will render its services on the terms and conditions specified in the proposed agreement, which agreement will be effective for the term January 1, 2010 through December 31, 2010 and may be summarized as follows:

| <u>Provider</u> | <u>Services</u> | <u>Amount Not to Exceed</u> |
|-----------------------------------|---------------------|-----------------------------|
| American Diagnostic Services Inc. | Ultrasound Services | \$5,000.00 |

and

WHEREAS, funds are anticipated to be available in the 2010 temporary and permanent budgets and this contract is further subject to certification of funds; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the attached agreement for professional services with American Diagnostics Services Inc., for the term January 1, 2010 through December 31, 2010, is hereby approved and authorization is hereby provided for the agreement to be executed, sealed and witnesses or attested to in accordance with the Rules of the Board; and, be it

FURTHER RESOLVED, that this contract is awarded pursuant to a fair and open process and as a professional service in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law; and, be it

FURTHER RESOLVED, that notice of this action shall be printed once in the Burlington County Times within ten (10) days of its passage, as required by N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law.

53 **RESOLUTION NO. 874** by Mrs. Reinhart, AGREEMENT WITH NIRMALA BHAGAWAN, MS, RD, LDN, IN THE AMOUNT OF \$2,000 FOR REGISTERED DIETICIAN SERVICES FOR 2010 FOR BUTTONWOOD HOSPITAL.

WHEREAS, the Burlington County Board of Chosen Freeholders ("the Board") places the public trust above all else and remains steadfast in its commitment to the highest ethical standards in the conduct of its business on behalf of the taxpayers of Burlington County; and

WHEREAS, in furtherance of those standards the Board adopted Resolution No. 553 on July 28, 2004 which instituted a competitive quality based, fair and open process for soliciting qualifications and/or proposals for professional services contracts; and

WHEREAS, the Board adopted Resolution No. 17 on January 12, 2005 which establishes the procedures for obtaining said qualifications and/or proposals; and

WHEREAS, by Resolution No. 658 adopted on September 23, 2009, the Board authorized Buttonwood Hospital of Burlington County to advertise a Request for Qualifications (RFQ) seeking a pool of substitute registered dieticians for the performance of the specified duties for the term of January 1, 2010 through December 31, 2010; and

WHEREAS, Nirmala Bhagawan d/b/a NB Consulting Services ("NB") of 9 Turner Lane Willingboro, NJ 08046 offered to provide the needed services which constitute "professional services" as defined in N.J.S.A. 40A:11-2(6), the Local Public Contract Law; and

WHEREAS, Buttonwood Hospital of Burlington County received only one response which was from NB; and

WHEREAS, a designated review committee within Buttonwood Hospital of Burlington County has reviewed and evaluated the submission received in response to the RFQ and has found NB meets all requirements of the RFQ and is duly qualified; and

WHEREAS, the designated review committee negotiated and reached a tentative agreement as to terms with NB consistent and in accordance with the RFQ; and

WHEREAS, the designated review committee has submitted its written report to the Burlington County Board of Chosen Freeholders recommending that NB be awarded a contract to perform the designated registered dietician services; and

WHEREAS, the Board and said registered dietician have come to agreement by which the provider will render its services on the terms and conditions specified in the proposed agreement, which agreement will be effective for the term January 1, 2010 through December 31, 2010, and may be summarized as follows:

| <u>Provider</u> | <u>Services</u> | <u>Amount Not to Exceed</u> |
|--|----------------------|-----------------------------|
| Nirmala Bhagawan d/b/a NB Consulting Services | Registered Dietician | \$2,000.00 |

and

WHEREAS, funds are anticipated to be available in the 2010 temporary and permanent budgets and this contract is further subject to certification of funds; now, therefore, be it

RESOLVED, by the Burlington County Board of Chosen Freeholders, that the attached agreement for professional services with Nirmala Bhagawan for the term January 1, 2010 through December 31, 2010, is hereby approved and authorization is hereby provided for the agreement to be executed, sealed and witnesses or attested to in accordance with the Rules of the Board; and, be it

FURTHER RESOLVED, that this contract is awarded pursuant to a fair and open process and as a professional service in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law; and, be it

FURTHER RESOLVED, that notice of this action shall be printed once in the Burlington County Times within ten (10) days of its passage, as required by N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law.

54 **RESOLUTION NO. 875** by Mrs. Reinhart, SIXTH AMENDMENT TO AGREEMENT WITH BURLINGTON COUNTY CEREBRAL PALSY ASSOCIATION, INC. T/A GITHENS CENTER IN THE AMOUNT OF \$432,618 FOR THE CONTRACT TITLED "PERSONAL ASSISTANCE PROGRAM SERVICES 2007-2009 (RFP-06-0102) FOR THE HEALTH/HUMAN SERVICES DEPARTMENT.

WHEREAS, after public bidding, a contract titled "PERSONAL ASSISTANCE PROGRAM SERVICES 2007-2009" (RFP-06-0102) was awarded to Burlington County Cerebral Palsy Association, Inc., T/A Githens Center, 40 Cedar Street, Mount Holly, New Jersey, 08060 (hereafter Githens), by the Board of Chosen Freeholders of the County of Burlington (hereafter Board) on December 31, 2009 per resolution #1058, for the contract period January 1, 2007 – December 31, 2009, for a maximum amount payable of \$536,475.00; and

WHEREAS, the Board amended the contract on October 24, 2007, per resolution 865, this First (1) Amendment increased the amount payable by \$35,000.00, resulting in a net increase of 6.52% and establishing a new maximum amount payable of \$571,475.00; and

WHEREAS, the Board amended the contract on April 9, 2008 per resolution #249, this Second (2) Amendment increased the amount payable by \$7,207.18, resulting in a net increase of 7.87% and establishing a new maximum payable amount of \$578,682.18; and

WHEREAS, the Board amended the contract on October 8, 2008 per resolution #764, this Third (3) Amendment increased the amount payable by \$87,741.00 resulting in a net increase of 24.22% and establishing a new maximum payable amount of \$666,423.18; and

WHEREAS, the Board amended the contract on March 25, 2009 per resolution #165 this Fourth (4) Amendment increased the amount payable by \$17,047.88, resulting in a net increase of 27.40% and establishing a new maximum payable amount of \$683,471.06; and

WHEREAS, the Board amended the contract on October 28, 2009 per resolution #761, this Fifth (5) Amendment increased the amount payable by \$142,836.00, resulting in a net increase of 54.03% and establishing a new maximum payable amount of \$826,307.06; and

WHEREAS, the aforementioned contract contains a provision allowing the County to extend the term of the contract by either one two-year or two one-year extensions with a price change to be based on the price of the original contract with an adjustment in price that shall not exceed the change in the index rate provided in the Implicit Price Deflator for State and Local Government Purchases of Goods and Services published by the United States Department of Commerce for the twelve (12) months preceding the most recent quarterly calculation available at the time the contract is renewed in accordance with N.J.S.A. 40A:11-15; and

WHEREAS, it is anticipated that new legislation may be approved during 2010 making Burlington County no longer the agent for Personal Assistance Programs; and

WHEREAS, the Board and Githens have agreed to extend the term of the contract for an additional year, January 1, 2010 through December 31, 2010, subject to said legislation; and

WHEREAS, a Sixth (6) Amendment to the contract is required to increase the term for this one (1) year extension, in accordance with N.J.S.A. 40A:11-15, for an additional anticipated maximum amount of \$432,618.00, subject to said legislation; and

WHEREAS, this one (1) year extension of contract is subject to the further certification of funds by the Burlington County Chief Financial Officer; now, therefore, be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the attached Sixth Amendment to Contract titled "PERSONAL ASSISTANCE SERVICES PROGRAM 2007-2009" (CPU-06-0102) extending the contract for a period of one (1) year, January 1, 2010 through December 31, 2010, subject to said legislation, is hereby approved and authorization is hereby provided for this Sixth (6) Amendment to contract, to be executed, sealed and attested in accordance with the Rules of the Board.

- 55 **RESOLUTION NO. 876** by Mrs. Reinhart, AGREEMENT WITH DR. PASCALE BASTIEN FOR OFFICE USE IN THE AMOUNT OF \$2,400 FOR WELL CHILD CLINICS FOR THE HEALTH DEPARTMENT.

WHEREAS, the Burlington County Board of Chosen Freeholders ("Board") makes Child Health Conference / well child clinic services available to eligible residents of Burlington County; and

WHEREAS, pursuant to RFP 06-0107A and Resolution no. 752, adopted on September 26, 2007, the Board entered into an agreement with Dr. Pascale Bastien for Dr. Bastien's provision of physician services for these clinics for a term that expired on December 31, 2007; and

WHEREAS, pursuant to Resolution no. 1015, adopted on December 12, 2007, Resolution no. 830, adopted on November 12, 2008, and Resolution no. 798, adopted on November 12, 2009, said agreement was extended for calendar years 2008 and 2009 and has been authorized to be extended for calendar year 2010; and

WHEREAS, the Board needs an appropriate location at which to conduct these clinics and Dr. Bastien is agreeable to making her medical office available therefor for calendar year 2010 for a charge of \$200 for each three-hour clinic held at her office and the Board expects that there will be twelve clinics during 2010; and

WHEREAS, \$2,400.00 is expected to be available in the County's 2010 budget; now, therefore, the Board

RESOLVES as follows:

1. The Board authorizes a facility license agreement with Dr. Bastien for calendar year 2010 in the amount of \$2,400.00, subject to its appropriation and the availability of the contract amount, which agreement is authorized to be executed in accordance with the Rules of the Board.

2. No amount shall be payable to Dr. Bastien pursuant to this Agreement unless the County's Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract.

- 56 **RESOLUTION NO. 877** by Mrs. Reinhart, AGREEMENT WITH DR. RICHARD G. SHARPE IN THE AMOUNT OF \$68,709 FOR THE FAMILY PLANNING HEALTH PHYSICIAN FOR 2010 FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to use of the "competitive contracting" provisions of the Local Public Contracts Law and Resolution no. 965, adopted on November 8, 2006, the Burlington County Board of Chosen Freeholders (the "Board") entered into a contract with Richard G. Sharpe for Family Planning Clinic Physician services for calendar year 2007, which contract provided for payment of up to \$63,000.00 and was awarded under a "fair and open" process; and

WHEREAS, the solicitation of proposals/contract reserved the right of the Board to renew the agreement for up to four additional one-year terms; and

WHEREAS, pursuant to Resolution no. 1012, adopted on December 12, 2007, the Board extended Dr. Sharpe's agreement for calendar year 2008 and provided for payment of \$63,000.00 for his services during this term; and

WHEREAS, pursuant to Resolution no. 1954, adopted on December 10, 2008, the Board extended Dr. Sharpe's agreement for calendar year 2009 and provided for payment of \$66,765.00 for his services during this term; and

WHEREAS, the Board has reviewed and approved the Public Health Officer's recommendation that Dr. Sharpe's contract be renewed for calendar year 2010 and that \$68,709.00 be allocated to the contract to pay for his services; and

WHEREAS, \$68,709.00 is expected to be available in the County's 2010 budget to fund this extension; now, therefore, the Board

RESOLVES as follows:

1. The Board authorizes an extension of the above-described contract for calendar year 2010, subject to its appropriation and the availability of the contract amount, which extension is authorized to be executed in accordance with the Rules of the Board.

2. No amount shall be payable to Dr. Sharpe for services provided during the term of this extension unless (a) funds are available from those already allocated to the Agreement or (b) the County's Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract extension.

- 57 **RESOLUTION NO. 878** by Mrs. Reinhart, AGREEMENT WITH VIRTUA HOME CARE – COMMUNITY NURSING SERVICES IN THE AMOUNT OF \$249,750 FOR 2010 FAMILY PLANNING CLINIC AND NURSING AND RELATED SUPPORT SERVICES FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to use of the "competitive contracting" provisions of the Local Public Contracts Law and Resolution no. 966, adopted on November 8, 2006, the Burlington County Board of Chosen Freeholders (the "Board") entered into a contract (the "Agreement") with Virtua Home Care – Community Nursing Services ("CNS") for Family Planning Clinic Nursing and Related Support Services, by which the Board agreed to pay CNS a maximum amount of \$211,969.00 for calendar year 2007 services, which contract was awarded under a "fair and open" process; and

WHEREAS, the solicitation of proposals/contract contemplated an initial contract term of one year, with the Board having the option of renewing the agreement for up to four additional one-year terms; and

WHEREAS, pursuant to Resolution no. 1011, adopted on December 12, 2007, the Board extended the term of CNS's contract for calendar year 2008 and provided for payment of \$221,502.00 for its services; and

WHEREAS, pursuant to Resolution no. 955, adopted on December 10, 2008, the Board extended the term of CNS's contract for calendar year 2009 and provided for payment of \$246,906.00 for its services; and

WHEREAS, pursuant to Resolution no. 607, adopted on September 9, 2009, the Board increased the amount payable to CNS for 2009 services by \$2,754.00; and

WHEREAS, the Board has reviewed and approved the Public Health Officer's recommendation that CNS's contract be renewed for calendar year 2010 and that \$249,750.00 be allocated in the County's 2010 budget to pay for CNS's services; and

WHEREAS, \$249,750.00 is expected to be available in the County's 2010 budget to fund this extension; now, therefore, the Board

RESOLVES as follows:

1. The Board authorizes an extension of the above-described contract for calendar year 2010, subject to its appropriation and the availability of the contract amount, which written extension is authorized to be executed in accordance with the Rules of the Board.

2. No amount shall be payable to CNS for services provided during the term of this extension unless (a) funds are available from those already allocated to the Agreement or (b) the County's Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract extension.

- 58 **RESOLUTION NO. 879** by Mrs. Reinhart, AGREEMENT WITH VIRTUA HOME CARE – COMMUNITY NURSING SERVICES IN THE AMOUNT OF \$1,026,929 FOR THE F2010 PUBLIC HEALTH NURSING CONTRACT FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to use of the “competitive contracting” provisions of the Local Public Contracts Law (the “Law”) and Resolution no. 523, adopted on June 28, 2006, the Burlington County Board of Chosen Freeholders (the “Board”) entered into a contract with Virtua Home Care – Community Nursing Services (“CNS”) for public health nursing services, which provided for a maximum payable of \$1,307,399.00 for the contract term August 1, 2006, through December 31, 2007, which contract was awarded under a “fair and open” process; and

WHEREAS, the solicitation of proposals/contract gave the Board the right to renew the agreement for up to three one-year terms; and

WHEREAS, as authorized by Resolution no. 1014, adopted on December 12, 2007, the Board extended the Agreement for calendar year 2008 and provided for payment of not more than \$986,225.00 for CNS’s services; and

WHEREAS, as authorized by Resolution no. 952, adopted on December 10, 2008, the Board extended the Agreement for calendar year 2009 and provided for payment of not more than \$976,271.00 for CNS’s services; and

WHEREAS, pursuant to Resolution no. 20 adopted on January 14, 2009, CNS’s contract was amended to provide \$32,714.00 for HIV testing in County detention facilities; and

WHEREAS, pursuant to Resolution no. 762, adopted on October 28, 2009, the Board amended CNS’s contract to provide \$92,187.50 in funding to pay CNS for extraordinary services needed to respond to the H1N1 influenza; and

WHEREAS, the Board has approved the Public Health Officer’s recommendation that CNS’s contract be renewed for calendar year 2010 and provide for a maximum amount payable of \$1,026,929.00 for CNS’s services; and

WHEREAS, \$1,026,929.00 is expected to be available in the County’s 2010 budget to fund this amendment; now, therefore, the Board

RESOLVES as follows:

1. The Board authorizes an extension of the above-described contract for calendar year 2010 (a fifth amendment), subject to the appropriation and availability of the contract amount, which extension is authorized to be executed in accordance with the Rules of the Board.

2. No amount shall be payable to CNS for services provided during the term of this extension unless (a) funds are available from those already allocated to the Agreement or (b) the County’s Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract extension.

59 **RESOLUTION NO. 880** by Mrs. Reinhart, AGREEMENT WITH DENISE C. LONG IN THE AMOUNT OF \$15,470 FOR THE 2010 STD ADVANCED PRACTICE NURSE CONTRACT FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to use of the “competitive contracting” provisions of the Local Public Contracts Law and Resolution no. 1048, adopted by the Burlington County Board of Chosen Freeholders (the “Board”) on December 13, 2006, entered into a contract with DENISE C. LONG for public health clinic medical professional services, for calendar year 2007, which contract was awarded under a “fair and open” process; and

WHEREAS, the 2006 solicitation of proposals/contract reserved a right in the Board to renew the agreement for up to four additional one-year terms; and

WHEREAS, pursuant to Resolution no. 1013, adopted on December 12, 2007, the Board extended the Agreement for calendar year 2008 and allocated \$13,500.00 to pay for Ms. Long’s services during this period; and

WHEREAS, pursuant to Resolution no. 953, adopted on December 10, 2008, the Board extended Ms. Long’s agreement for calendar year 2009 and allocated \$15,106 to pay her for her services during this period; and

WHEREAS, the Board has reviewed and approved the Public Health Officer’s recommendation that Ms. Long’s contract be renewed for calendar year 2010 and provide

for a maximum amount payable of \$15,470.00 for her services at the rate of \$83.00 per hour; and

WHEREAS, \$15,470.00 is expected to be available in the County's 2010 budget to fund this one-year extension; now, therefore, the Board

RESOLVES as follows:

1. An extension of the above-described contract for calendar year 2010 is authorized, subject to its appropriation and the availability of the above-stated amount, which written extension is authorized to be executed in accordance with the Rules of the Board.

2. No amount shall be payable to Ms. Long for services provided during the term of this extension unless (a) funds are available from those already allocated to the Agreement or (b) the County's Chief Financial Officer has executed and delivered to the County Administrator a certification that funds are available for at least one-quarter of the cost of this contract extension.

60 **RESOLUTION NO. 881** by Mrs. Reinhart, MODIFICATION OF BUDGET FOR ADDITIONAL GRANT FUNDS FROM THE STATE DEPARTMENT OF HEALTH AND SENIOR SERVICES, CHILD AND ADOLESCENT HEALTH PROGRAM IN THE TOTAL AMOUNT OF \$35,990 TO SUPPORT AND EXPAND SERVICES FROM MARCH 1, 2010 THROUGH JUNE 30, 2010 FOR THE HEALTH DEPARTMENT.

WHEREAS, the New Jersey Department of Health and Senior Services Child and Adolescent Health Program (the "State") has announced the availability of \$ 25,990 for a four-month extension of the Burlington County Community Partnership for Healthy Adolescents (the "Partnership") Grant for the period March 1, 2010, through June 30, 2010; and

WHEREAS, the State has also offered additional "Special Projects" funding in the amount of \$10,000 to support delivery of Photovoice Program to Rancocas Valley Regional High School and Challenge Day Program to Willingboro High School; and

WHEREAS, the Partnership programs are designed to give County adolescents the knowledge, skills and resources to attain and maintain positive health habits and reduce harmful risk-taking behaviors; and

WHEREAS, the Board believes that the Partnership's programs benefit the residents of Burlington County and has approved the Public Health Coordinator's recommendation that a Budget Modification Request in the total amount of \$ 35,990 be submitted to the State for four (4) month program funding extension and "Special Projects" funding; now, therefore, the Board

RESOLVES as follows:

1. The Public Health Coordinator and County Administrator are authorized to prepare and submit a Budget Modification Request to the State for grant funds for the above-stated period and amount.

2. On the State's approval of the County's Budget Modification Request the making and execution, in accordance with the Rules of the Board, of a Budget Modification agreement with the State that has been reviewed and approved by the County Administrator and County Solicitor is authorized.

61 **RESOLUTION NO. 882** by Mrs. Reinhart, AGREEMENT WITH THE LESTER A. DRENK BEHAVIORAL HEALTH CENTER IN AN AMOUNT NOT TO EXCEED \$385,000 FOR CONTRACT TITLED "SHELTER HOMES FOR JUVENILES IN CRISES 2010-2012 (RFP-09-0097) FOR THE HEALTH/HUMAN SERVICES DEPARTMENT.

WHEREAS, the County of Burlington's Human Services Department has a need for social service agencies to provide Shelter Homes for Juveniles for the residents of Burlington County; and

WHEREAS, the Local Public Contracts Law at N.J.S.A. 40A:11-4.1 et seq. provides for the solicitation of competitive proposals for such services; and,

WHEREAS, the solicitation of competitive proposals was authorized by Resolution #661 dated September 23, 2009 for "SHELTER HOMES FOR JUVENILES IN CRISIS 2010 – 2012", (RFP-09-0097); and

WHEREAS, Three (3) competitive proposals were received; and

WHEREAS, an evaluation team, assembled to review and recommend the most advantageous proposals, submitted a report with their findings and with a recommendation to the County Administrator for the selection of Social Service Agencies; and

WHEREAS, the County Administrator has submitted to the Board of Chosen Freeholders a recommendation to award one (1) contract as described hereafter, said recommendation being attached to this Resolution; and

WHEREAS, the County Administrator concurs with the report and recommends that a contract be awarded The Lester A. Drenk Behavioral Health Center, 1289 Route 38, West, Suite 203, Hainesport, NJ 08036-2730, for an annual amount not to exceed \$385,000.00, for the contract period January 1, 2010 through December 31, 2012

WHEREAS, funds are anticipated to be available for this purpose in the fiscal year 2010, 2011, and 2012 temporary and permanent budgets; and

WHEREAS, this competitive proposal is further subject to the certification of funds by the Burlington County Chief Financial Officer; now, therefore be it

RESOLVED by the Board of Chosen Freeholders of the County of Burlington, that a contract for "SHELTER HOMES FOR JUVENILES IN CRISIS 2010 – 2012", (RFP-09-0097), for the County of Burlington's Human Service Department, is hereby awarded to The Lester A. Drenk Behavioral Health Center, 1289 Route 38, West, Suite 203, Hainesport, NJ 08036-2730, for an annual amount not to exceed \$385,000.00, for the contract period January 1, 2010 through December 31, 2012; and be it

FURTHER RESOLVED that the Burlington County Purchasing Agent shall publish a notice in the official newspaper of the Board of Chosen Freeholders summarizing the award of contract, which shall include, but not be limited to, the nature, duration and amount of the contract, the name of the vendor and a statement that this Resolution and the contract is on file and available for public inspection in the Division of Purchase Office of the County of Burlington.

62 **RESOLUTION NO. 883** by Mrs. Reinhart, CHANGE ORDER NO. 2 WITH EMERGENCY SERVICES/CATHOLIC CHARITIES FOR AN ADDITIONAL AMOUNT OF \$20,000 IN THEIR 2009 CONTRACT FOR EMERGENCY HOUSING SERVICES USING AMERICAN RECOVERY REINVESTMENT ACT FUNDS FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to RFP-07-0091 and Resolution no. 968, adopted on November 28, 2007, the Board of Chosen Freeholders of the County of Burlington ("Board") entered into a contract entitled, "SOCIAL SERVICES FOR THE HOMELESS 2008-2009" with Catholic Charities Emergency Services ("CCES") for emergency housing services as well as case management, 24-hour response, prevention and emergency food services for the period January 1, 2008, through December 31, 2009, which contract provided for a maximum amount payable of \$468,000.00 for that term; and

WHEREAS, by Resolution no. 964, adopted on December 10, 2008, the Board authorized Change Order Number One to CCES's contract, increasing the amount payable to CCES by \$4,896.00 for 2008 services, to allow unspent funding for "Code Blue" services to be reallocated to emergency housing services, which amount represented an increase of 2.09 percent in the amount payable for 2008 and a revised total amount payable of \$472,896.00; and

WHEREAS, the Board has reviewed and approved the recommendation of the Burlington County Human Services Office, Human Services Advisory Council and the Comprehensive Emergency Assistance System that \$20,000.00 in American Recovery Reinvestment Act funds be allocated to CCES's contract, increasing the amount payable for 2009 emergency housing services, which amount represents an increase of 8.55 percent in the amount payable for 2009, and an overall increase of 5.32 percent for the contract term, establishing a revised total contract amount of \$492,896; now, therefore, the Board

RESOLVES that the attached Change Order Number Two to the above-described contract with Catholic Charities Emergency Services, increasing the maximum amount

payable by \$20,000.00, is approved and its execution and the execution of a Second Amendment to the contract in accordance with the Rules of the Board is authorized.

- 63 **RESOLUTION NO. 884** by Mrs. Reinhart, CHANGE ORDER NO. 2 WITH CHRISTIAN CARING CENTER FOR AN ADDITIONAL AMOUNT OF \$12,000 TO THEIR 2009 CONTRACT FOR EMERGENCY HOUSING SERVICES USING AMERICAN RECOVERY REINVESTMENT ACT FUNDS FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to RFP-07-0091 and Resolution no. 968, adopted on November 28, 2007, the Board of Chosen Freeholders of the County of Burlington ("Board") entered into a contract entitled "SOCIAL SERVICES FOR THE HOMELESS 2008-2009" with Christian Caring Center ("CCC"), for emergency housing services as well as case management and emergency food services, for the contract period January 1, 2008, through December 31, 2009, which contract provided for a maximum amount payable of \$127,958.00 for that term; and

WHEREAS, by Resolution no. 963, adopted on December 10, 2008, the Board authorized an increase of \$4,896.00 in the amount payable to CCC for 2008 services to allow unspent funding for code blue services to be reallocated to emergency housing services, which amount represented an increase of 7.65 percent in the amount payable for 2008; and

WHEREAS, the Board has reviewed and approved the recommendation of the Burlington County Human Services Office, Human Services Advisory Council and the Comprehensive Emergency Assistance System that \$12,000.00 of American Recovery Reinvestment Act funds be allocated to CCC's contract to be used for 2009 emergency housing services; and

WHEREAS, Change Order Number Two to the contract, increasing the amount payable by \$12,000.00 and resulting in a revised total award of \$144,854.00 for 2008 and 2009, represents an increase of 18.76 percent in the amount payable for 2009 and an overall increase of 13.20 percent; now, therefore, the Board

RESOLVES that the attached Change Order Number Two to the above-described contract with Christian Caring Center, increasing the maximum amount payable by \$12,000.00, is approved and its execution and the execution of a Second Amendment to the contract in accordance with the Rules of the Board is authorized.

- 64 **RESOLUTION NO. 885** by Mrs. Reinhart, CHANGE ORDER NO. 2 WITH PEOPLE FIRST FOR AN ADDITIONAL AMOUNT OF \$6,000 TO THEIR 2009 CONTRACT FOR EMERGENCY HOUSING SERVICES USING AMERICAN RECOVERY REINVESTMENT ACT FUNDS FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to RFP-07-0091 and Resolution no. 968, adopted on November 28, 2007, the Board of Chosen Freeholders of the County of Burlington ("Board") entered into a contract entitled "SOCIAL SERVICES FOR THE HOMELESS 2008-2009" with Transitional Housing Inc., d/b/a People First, for emergency housing services for the calendar years 2008 and 2009, which contract provided for a maximum amount payable of \$61,080.00 for that term; and

WHEREAS, by Resolution no. 961, adopted on December 10, 2008, the Board authorized an increase via Change Order Number One, of \$4,896.00 in the amount payable to People First for 2008 services to allow unspent funding for "Code Blue" services to be reallocated to emergency housing services, which amount represents an increase of 16.03 percent in the amount payable for 2008, resulting in a revised contract amount of \$65,976.00; and

WHEREAS, the Board has accepted and approved the recommendation of the Burlington County Human Services Office, Human Services Advisory Council and the Comprehensive Emergency Assistance System that \$6,000.00 in American Recovery Reinvestment Act funds be allocated to People First for 2009 emergency housing services; and

WHEREAS, Change Order Number Two, increasing the contract amount by \$6,000.00, represents an increase of 19.65 percent in the amount payable for 2009, an overall increase of 17.84 percent for the contract term and a revised contract amount of \$71,976.00; now, therefore, the Board

RESOLVES that the attached Change Order Number Two to the above-described contract with Transitional Housing Inc, d/b/a People First, increasing the maximum

amount payable by \$6,000.00, is approved and its execution and the execution of a Second Amendment to the contract in accordance with the Rules of the Board is authorized.

- 65 **RESOLUTION NO. 886** by Mrs. Reinhart, CHANGE ORDER NO. 2 WITH PROVIDENCE HOUSE FOR AN ADDITIONAL AMOUNT OF \$6,000 TO THEIR 2009 CONTRACT FOR EMERGENCY HOUSING SERVICES USING AMERICAN RECOVERY REINVESTMENT ACT FUNDS FOR THE HEALTH DEPARTMENT.

WHEREAS, pursuant to RFP-07-0091 and Resolution no. 968, adopted on November 28, 2007, the Burlington County Board of Chosen Freeholders ("Board") entered into a contract entitled "SOCIAL SERVICES FOR THE HOMELESS 2008-2009" with Catholic Charities Providence House ("CC-PH") for its provision of emergency housing services for calendar years 2008 and 2009, which contract provided for a maximum amount payable of \$63,878.00 for that term; and

WHEREAS, by Resolution no. 962, adopted on December 10, 2008, the Board authorized change Order Number One to CC-PH's contract, increasing the amount payable to CC-PH by \$4,898.00 for 2008 services to allow unspent funding for code blue services to be reallocated to emergency housing services, which amount represented an increase of 15.34 percent in the amount payable and resulted in a revised total award of \$68,776.00; and

WHEREAS, the Board has reviewed and approved the recommendation of the Burlington County Human Services Office, Human Services Advisory Council and the Comprehensive Emergency Assistance System that \$6,000.00 in American Recovery Reinvestment Act funding be allocated to CC-PH's contract, to increase the amount payable for 2009 for emergency housing services; and

WHEREAS, Change Order Number Two, increasing the contract amount by \$6,000.00, represents an increase of 18.79 percent in the amount payable for 2009, and an overall increase of 17.06 percent for the contract and a revised total award of \$74,776.00; now, therefore, the Board

RESOLVES that the attached Change Order Number Two to the above-described contract with Catholic Charities Providence House, increasing the maximum amount payable by \$6,000.00, is approved and its execution and the execution of a Second Amendment to the contract in accordance with the Rules of the Board is authorized.

- *** It was moved by Mr. Wujcik, seconded by Mr. Haines that the following two (2) items be approved by unanimous consent. All in favor. Motion carried. Resolution Nos. 887 and 888 adopted.

- 66 **RESOLUTION NO. 887** by Mr. Wujcik, AUTHORIZATION TO PURCHASE ANNUAL HARDWARE AND SOFTWARE MAINTENANCE WITH SUPPORT SERVICE FROM ACCESS IT GROUP, INC. IN THE AMOUNT NOT TO EXCEED \$43,110 FOR THE EXISTING CHECKPOINT FIREWALLS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has a need to acquire proprietary ANNUAL HARDWARE AND SOFTWARE MAINTENANCE with SUPPORT SERVICE, for the existing Checkpoint Firewalls, for the Information Technology Department, for a period of one (1) year, December 1, 2009 through November 30, 2010. This maintenance agreement is necessary to conduct the affairs of the Burlington County Information Technology Department; and

WHEREAS, the provision or performance of goods and services for the support of maintenance of proprietary computer hardware and software services are exempt from public bidding by N.J.S.A. 40A:11-5(1)(dd); and

WHEREAS, the Director of Information Technology has provided a written certification, which is attached, certifying that the Request for Authorization to Purchase is for the provision or performance of goods and/or services for the maintenance and support of existing proprietary equipment hardware and/or software. And that the hardware and/or software to be purchased is proprietary because they are goods or services of a specialized nature, that are made or marketed by a person or persons having the exclusive right to make or sell them; and

WHEREAS, Access IT Group Incorporated, 2000 Valley Forge Circle, Suite 106, King of Prussia, PA, 19046 has submitted a proposal, dated November 5, 2009, indicating they

will provide said proprietary hardware and software maintenance for the period December 1, 2009 through November 30, 2010, in an amount not to exceed Forty-Three Thousand, One Hundred -Ten Dollars and 00/100 (\$43,110.00), Contract Number FAO-09-0013; and

WHEREAS, Access IT Group Incorporated has submitted the required Chapter 271 Political Contribution Disclosure Certification in accordance with N.J.S.A. 19:44A-20.26 and the required Stockholder Disclosure Certification; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, Access IT Group Incorporated has completed and submitted a chapter 19 Business Entity Disclosure Certification which certifies that neither the corporation nor any of the stockholders of the corporation have made any reportable contributions during the preceding one-year period 1) to any political party serving in the elective public offices of Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract is awarded or 2) to any candidate committee of any person serving as Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract is awarded; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, Access IT Group Incorporated is precluded from making any such reportable contribution during the term of the contract to any county committee of a political party in Burlington County if a member of that political party is serving in the elective public offices of Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract was awarded or to any candidate committee of any person serving as Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract was awarded; and

WHEREAS, the actual cost of the ANNUAL HARDWARE AND SOFTWARE MAINTENANCE with SUPPORT SERVICE, for the existing proprietary Checkpoint Firewalls, for the Information Technology Department, with Access IT Group Incorporated, 2000 Valley Forge Circle, Suite 106, King of Prussia, PA 19406, for the period December 1, 2009 through November 30, 2010, will not exceed Forty-Three Thousand, One Hundred-Ten Dollars and 00/100, (\$43,110.00); and

WHEREAS, funds are available for this purpose, in Account No.10-0019-033709, as evidenced by the attached certification of the Burlington County Chief Financial Officer; now, therefore be it;

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that the proper County Officials are hereby authorized to enter into the attached Proprietary Maintenance Agreement, as described herein with Access IT Group Incorporated, 2000 Valley Forge Circle, Suite 106, King of Prussia, PA 19406, in accordance with the Rules of the Board; and be it

FURTHER RESOLVED that the Chapter 19 Business Disclosure Entity Certification, the Chapter 271 Political Contribution Disclosure Certification and the Stockholder Disclosure Certification be placed on file with this Resolution.

67 **RESOLUTION NO. 884** by Mr. Wujcik, AUTHORIZATION TO PURCHASE PROPRIETARY SOFTWARE MAINTENANCE SERVICES FROM NEW WORLD SYSTEMS, CORP. IN AN AMOUNT NOT TO EXCEED \$1,440,739 FOR THE PERIOD SEPTEMBER 1, 2009 THROUGH AUGUST 31, 2014 FOR THE EXISTING POLICE DISPATCH AND RECORDS SYSTEMS FOR THE DEPARTMENT OF INFORMATION TECHNOLOGY.

WHEREAS, the Board of Chosen Freeholders of the County of Burlington has a need to acquire proprietary SOFTWARE MAINTENANCE for existing POLICE DISPATCH and RECORDS SYSTEMS for the Information Technology Department; and

WHEREAS, said proprietary maintenance services are exempt from public bidding by N.J.S.A. 40A:11-5(1)(dd); and

WHEREAS, the Burlington County Information Technology Department provided a written certification, which is attached, certifying that the Request for Authorization to Purchase is for the provision or performance of goods and/or services for the maintenance and support of existing proprietary equipment hardware and/or software. And that the hardware and/or software to be purchased is proprietary because they are goods or services of a specialized nature, that are made or marketed by a person or persons having the exclusive right to make or sell them; and

WHEREAS, a contract was executed for the period September 1, 2009 thru August 31, 2014 with New World Systems, Corporation, 888 West Big River Rd., Suite 600, Troy, MI, 48084 for said proprietary SOFTWARE MAINTENANCE for existing POLICE DISPATCH and RECORDS SYSTEMS for a total amount, not to exceed One Million, Four Hundred Thousand, Seven Hundred, Thirty-Nine Dollars and 00/100, (\$1,400,739.00) Contract Number FAO-09-0014; and

WHEREAS, New World Systems, Corporation will provide said proprietary SOFTWARE MAINTENANCE for existing POLICE DISPATCH and RECORDS SYSTEMS, for year One (1), September 1, 2009 thru August 31, 2010, in an amount not to exceed Two Hundred Seventy-Four Thousand, Five Hundred Seventy Dollars and 00/100 (\$274,570.00); and

WHEREAS, New World Systems, Corporation will provide said proprietary SOFTWARE MAINTENANCE for existing POLICE DISPATCH and RECORDS SYSTEMS, for year Two (2), September 1, 2010 thru August 31, 2011, in an amount not to exceed Two Hundred Seventy-Seven Thousand, Three Hundred Thirty-Two Dollars and 00/100 (\$277,332.00); and

WHEREAS New World Systems, Corporation will provide said proprietary SOFTWARE MAINTENANCE for existing POLICE DISPATCH and RECORDS SYSTEMS, for year Three (3), September 1, 2011 thru August 31, 2012, in an amount not to exceed Two Hundred Eighty Thousand, One Hundred Twenty Dollars and 00/100 (\$280,120.00); and

WHEREAS, New World Systems, Corporation will provide said proprietary SOFTWARE MAINTENANCE for existing POLICE DISPATCH and RECORDS SYSTEMS, for year Four (4), September 1, 2012 thru August 31, 2013, in an amount not to exceed Two Hundred Eighty-Two Thousand, Nine Hundred Thirty-Seven Dollars and 00/100 (\$282,937.00); and

WHEREAS, New World Systems, Corporation will provide said proprietary SOFTWARE MAINTENANCE for existing POLICE DISPATCH and RECORDS SYSTEMS, for year Five (5), September 1, 2013 thru August 31, 2014, in an amount not to exceed Two Hundred Eighty-Five Thousand, Seven Hundred Eighty Dollars and 00/100 (\$285,780.00); and

WHEREAS, the Vendor listed above has submitted the required Chapter 271 Political Contribution Disclosure Certification in accordance with N.J.S.A. 19:44A-20.26 and the required Stockholder Disclosure Certification; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, the Vendor listed above has completed and submitted a chapter 19 Business Entity Disclosure Certification which certifies that neither the corporation nor any of the stockholders of the corporation have made any reportable contributions during the preceding one-year period 1) to any political party serving in the elective public offices of Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract is awarded or 2) to any candidate committee of any person serving as Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract is awarded; and

WHEREAS, in accordance with N.J.S.A. 19:44A-20.4, the Vendor listed above is precluded from making any such reportable contribution during the term of the contract to any county committee of a political party In Burlington County if a member of that political party is serving in the elective public offices of Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate when the contract was awarded or to any candidate committee of any person serving as Burlington County Freeholder, Burlington County Clerk, Burlington County Sheriff or Burlington County Surrogate; and

WHEREAS, funds are available for year One (1) of the contract, in Account No. 10-0019-033709, as evidenced by the attached certification of the Burlington County Chief Financial Officer; and

WHEREAS, funds for years Two (2), Three (3), Four (4) and Five (5) of the contract are anticipated to be available in the 2010, 2011, 2012 and 2013 temporary and permanent budgets and certification of the availability of funds will be issued, at that time, by the Burlington County Chief Financial Officer; now, therefore be it,

RESOLVED by the Board of Chosen Freeholders of the County of Burlington that a purchase order be awarded to New World Systems, Corporation, 888 W. Beaver, Suite 600, Troy, MI 48084 for year One (1), September 1, 2009 thru August 31, 2010 of the proprietary Software Maintenance agreement for the existing POLICE DISPATCH and RECORDS SYSTEMS; and be it

FURTHER RESOLVED that the Chapter 19 Business Disclosure Entity Certification, the Chapter 271 Political Contribution Disclosure Certification and the Stockholder Disclosure Certification be placed on file with this Resolution.

68 PUBLIC COMMENTS.

1) Rev. Barbara Davis addressed the Board regarding a homeless shelter, the building being used is run-down and she would like to use the Heller School for "code blue". She expressed concern because there is a need for a walk-in homeless shelter. The Board directed Gary Miller to contact her regarding this issue.

2) Linda McCann, Mansfield Township, addressed the Board regarding minutes of the Board meeting of October 28, 2009 wherein a group of employees from the Board of Social services addressed the Board. Ms. McCann pointed out some corrections to those minutes: 1) she addressed the Board regarding lights at the facility, not security issues as others from the Board of Social Services expressed their concern and 2) Ms. McCann also questioned why individual names did not appear in the minutes. Ms. McCann also addressed the Board regarding a situation at the Board of Social Services with the CFO and special compensation that is being offered by the Board of Social Services. Mrs. Reinhart stated she asked Mr. Boas to send a response letter and that is being worked on.

69 COMMENTS BY THE PRESS.

1) Carole Comegno, Courier Post, addressed the Board regarding agenda item no. 23 and asked what the new Landfill tipping fee rate is.

70 COMMENTS BY FREEHOLDERS.

1) Freeholder Brown explained why he abstained from agenda item no. 11 and 12, and stated that he would like to see the names of the recipients receiving grants from Community Development. Freeholder Brown further stated that to his dismay there still is no advertisement for Mr. Mosca's position.

2) Mrs. Reinhart recognized and welcomed Mrs. O'Brien and stated she looks forward to working with her. Mrs. Reinhart stated that the Board was aware of Mr. Mosca's retirement in July. Mrs. Reinhart continued to state that the Director decided the new Freeholders needed to make that decision. Mrs. Reinhart expressed that it would be a difficult time in January and there would not be a lot of experience on the Board.

71 ADJOURNMENT.

It was moved by Mr. Wujcik seconded by Mr. Brown, that the meeting be adjourned. All in favor. Motion carried.

Respectfully submitted,

Augustus M. Mosca
County Administrator/Board Clerk